



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 4481

DATE FILMED 1/16/98 CAMERA NO. 2

CAMERAMAN SES

28043854446

From the Office Of  
**Clair W. Harmony,**  
City Councilman, Diamond Bar, CA

September 19, 1996

Office of the General Counsel  
Federal Election Commission  
999 E Street, NW  
Washington, DC 20463

MUR 4481

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL  
SEP 25 11 57 AM '96

Re: The Diamond Bar Caucus - Receipt of Contributions from Foreign Nationals

Dear Sirs:

I believe that The Diamond Bar Caucus ("The Caucus"), a Political Action Committee, focusing on politics in the City of Diamond Bar has violated the laws enacted by the Federal Election Campaign Act prohibiting the acceptance of political contributions from foreign nationals.

Receipts from Foreign Nationals during 1995

Reported Receipts

Per California Form 420, Recipient Committee Campaign Statement, filed by The Caucus with the Registrar-Recorder's Office for the County of Los Angeles and covering the period from January 1 through June 30, 1995, The Diamond Bar Caucus received and retained \$5,000 from InContext Corporation of Toronto, Canada. (A copy of pertinent pages of the Form 420 is enclosed). Funds raised during 1995 were expended to support two candidates for city council and two candidates for school board during the November 1995 campaign.

California Form 420 filed by the Caucus for the period from July 1st through October 21, 1995, shows contributions to and independent expenditures on behalf of Bob Huff and Carol Herrera, two candidates for city council, and Ron Everett and Chris McPeak, two candidates for school board, in the amount of \$11,849.92. The California Form 420 for the final period in 1995 shows additional independent expenditures in the amount of \$3,384.19 on behalf of these candidates. (A copy of pertinent pages of these filings is also included). Thus, 2 USC section 441e has clearly been violated.

Unreported Receipts

In the August 1996 issue of The Windmill, Gary Neeley, Executive Director of The Caucus, indicates that The Caucus received, in addition to contributions received from Canadian corporations, contributions from Israeli corporations. These contributions were not reported. In addition, the report leads one to believe that there may have been contributions from more than one Canadian corporation.

2 3 0 4 7 8 5 4 4 1 7

Receipts from Foreign Nationals during 1996

California Forms 420 filed by The Caucus for the periods ended March 9, 1996, and June 30, 1996, clearly show receipt and retention of \$5,000 from Montreal Trust and \$1,000 from Blackberry Properties, of Toronto and Vancouver, Canada, respectively. (Copies of these forms are also enclosed). Furthermore, Montreal Trust is listed as bankruptcy trustee thereby hiding the real contributor on whose behalf they cut the check. This seems to be an additional evasion of the campaign reporting requirements.

In a coordinated effort to elect Huff and Herrera to the city council. The Caucus, spent approximately \$20,000 from November of 1995 to March of 1996 to oppose ballot Measure D in the March 1996 election. Huff and Herrera not only campaigned vigorously against Measure D but also cast key Council votes against it. Furthermore, the Caucus is currently raising a campaign war chest to influence the November 1997 city council campaign. Thus, 1996 contributions to the Caucus are coordinated with the 1995 city council and school board campaigns and subsidize the 1997 city council and school board campaigns. I believe that these are two more violations of 2 USC 441e.

Conclusion

Based on their own campaign filings, I believe that the Diamond Bar Caucus has received and retained at least \$11,000 and perhaps much more from foreign nationals in violation of the Federal Election Campaign Act. I respectfully request that the Federal Elections Commission investigate these violations and enforce the law so that the people of Diamond Bar are governed by officials who have campaigned for office on a level playing field.

If I can be of any further assistance to you, please feel free to call me.

Sincerely,

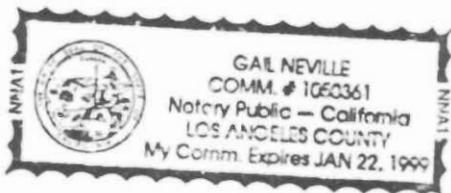
Clair Harmony

Under penalties of perjury, I declare that I have examined the representations in this complaint, and to the best of my knowledge and belief, they are true, correct, and complete.

Signed,   
Clair W. Harmony

enclosures: California Forms 420 for the periods ended June 30th, October 21st, and December 31, 1995 ( in pertinent part)

California Forms 420 for the periods ended March 9th and June 30, 1996



19th  
Gail Neville  
Sept 22, 96

304 55448

Please deliver this document to the person at  
Date: Thu Aug 22, 1996 12:59 PM  
Destination: (909) [REDACTED]



# FEDERAL ELECTION COMMISSION

999 E Street, N.W., Washington, D.C. 20463  
(800) 424-9530 or (202) 219-4140

## *FlashFAX Service*

24 hour automated information  
delivery system that transmits,  
directly to your fax machine, any  
day, any hour, any time zone.



Simply dial **(202) 501-3413** from a touch-tone  
phone, follow the instructions, and the information  
you request will be automatically FAXed to you!



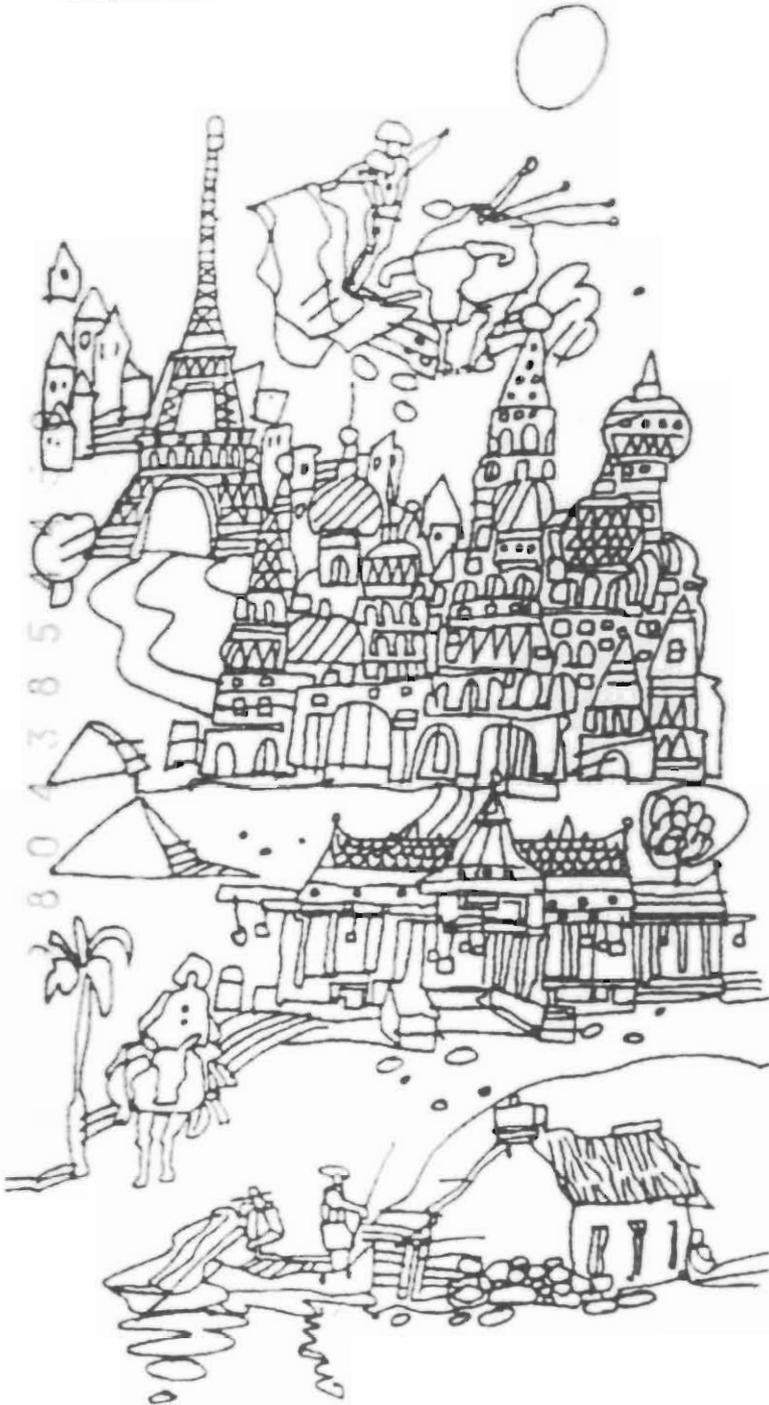
For a complete menu of all documents available, select document number 411.

# Foreign Nationals

Federal Election Commission  
May 1994

## Table of Contents

Introduction .....	1
The Prohibition .....	2
Who is a Foreign National .....	2
Domestic Subsidiaries and Foreign-Owned Corporations .....	3
Volunteer Activity .....	4
Nonelection Activity by Foreign Nationals .....	5
Monitoring Prohibited Contributions .....	6



Written by Kevin R. Salley

### Nonelection Activity by Foreign Nationals

Despite the general prohibition on foreign national contributions, foreign nationals may lawfully engage in political activity that is not connected with any election to political office (federal, state or local). The FEC has clarified such activity with respect to individuals' activity.

In Advisory Opinion 1989-32, the Commission concluded that although foreign nationals could make disbursements solely to influence ballot issues, a foreign national could not contribute to a ballot committee that had coordinated its efforts with a nonfederal candidate's re-election campaign.

In Advisory Opinion 1984-41, the Commission allowed a foreign national to underwrite the broadcast of political ads that attempted to expose the alleged political bias of the media. The Commission found that these ads were not election influencing because they did not mention candidates, political offices, political parties, incumbent federal officeholders or any past or future federal election.<sup>3</sup>

4 5 —



5 6 7 8 9 0 1 2 3 4

<sup>3</sup> Individuals and committees should consider requesting an advisory opinion before engaging in other types of political activity involving foreign nationals

### Monitoring Prohibited Contributions

When a federal political committee (a committee involved in federal election activity) receives a contribution it believes may be from a foreign national, it must:

- Return the contribution to the donor without depositing it; or
- Deposit the contribution and take steps to determine its legality, as described below.

Either action must be taken within 10 days of the treasurer's receipt. 11 CFR 103.3 (b)(1).

If the committee decides to deposit the contribution, the treasurer must make sure that the funds are not spent because they may have to be refunded. Additionally, he or she must maintain a written record explaining why the contribution may be prohibited.<sup>4</sup> 11 CFR 103.3(b)(4) and (5). The legality of the contribution must be confirmed within 30 days of the treasurer's receipt, or the committee must issue a refund.<sup>5</sup> 11 CFR 103.3(b)(1).

If the committee deposits a contribution that appears to be legal, but later discovers that the deposited contribution is from a foreign national, it must refund the contribution within 30 days of making the discovery. If a committee lacks sufficient funds to make a refund when a prohibited contribution is discovered, it must use the next funds it receives. 11 CFR 103.3(b)(1)and(2).



<sup>4</sup> This information must be included when the receipt of the contribution is reported.

<sup>5</sup> Evidence of legality includes, for example, a written statement from the contributor explaining why the contribution is legal (e.g. donor has a green card), or an oral explanation that is recorded in a memorandum.

### Introduction

The ban on political contributions and expenditures by foreign nationals was first enacted in 1966 as part of the amendments to the Foreign Agents Registration Act (FARA), an "internal security" statute. The goal of the FARA was to minimize foreign intervention in U.S. elections by establishing a series of limitations on foreign nationals. These included registration requirements for the agents of foreign principals and a general prohibition on political contributions by foreign nationals. In 1974, the prohibition was incorporated into the Federal Election Campaign Act (the Act), which gave the Federal Election Commission (FEC) jurisdiction over its enforcement and interpretation.

This brochure has been developed to help clarify the rules regarding the political activity of foreign nationals; however, it is not intended to provide an exhaustive discussion of the election law. If you have any questions after reading this brochure, please call the FEC in Washington, DC, at 800-424-9530 or 202-219-3420. Members of the press should contact the FEC Press Office at 202-219-4155 or at the 800 number listed above.

Except where otherwise noted, all citations refer to the Act and FEC regulations. Advisory opinions (AOs) issued by the Commission are also cited.

### The Prohibition

Under the Act, foreign nationals are prohibited from making contributions or expenditures (including independent expenditures) in connection with any U.S. election (federal, state or local), either directly or through another person. Furthermore, the acceptance of contributions from foreign nationals by candidates or political committees, is prohibited in all U.S. elections—federal, state and local.  
2 U.S.C. §441e; 11 CFR 110.4(a) and 110.9(a).

### Who is a Foreign National

The following groups and individuals are considered "foreign nationals" and are therefore subject to the prohibition:

- Foreign governments;
- Foreign political parties;
- Foreign corporations;
- Foreign associations;
- Foreign partnerships;
- Individuals with foreign citizenship; and
- Immigrants not possessing a "green card".

### Immigrants

An immigrant is eligible to make a contribution if the immigrant has a "green card" indicating that he or she has been lawfully admitted for permanent residence in the United States.



2  
3  
0  
4  
3  
8  
5  
4  
1  
5

### Domestic Subsidiaries and Foreign-Owned Corporations

A U.S. subsidiary of a foreign corporation or a U.S. corporation that is owned by foreign nationals may be subject to the prohibition, as discussed below.

#### PAC Contributions for Federal Activity

A domestic subsidiary of a foreign corporation may NOT establish a federal political committee (or PAC) to make federal contributions if:

- (1) The foreign parent corporation finances the PAC's establishment, administration, or solicitation costs; or
- (2) Individual foreign nationals:
  - Participate in the operation of the PAC;
  - Serve as officers of the PAC;
  - Participate in the selection of persons who operate the PAC; or
  - Make decisions regarding PAC contributions or expenditures. 11 CFR 110.4(a)(2) and (3). (See also AOs 1990-8, 1989-29, and 1989-20.)

#### Corporate Contributions for Nonfederal Activity

Additionally, a domestic subsidiary of a foreign corporation (or a domestic corporation owned by foreign nationals) may NOT donate funds or anything of value in connection with state or local elections if:

- (1) These activities are financed by the foreign parent or owner; or
- (2) Individual foreign nationals are involved in any way in the making of donations to nonfederal candidates and committees.<sup>1</sup>

Please note that many states place additional restrictions on donations made to nonfederal candidates and committees. 11 CFR 110.4 (a)(3). (See also AOs 1992-16, 1985-3, 1982-10 and MUR 2892).



<sup>1</sup> This means that foreign nationals may not participate in donation activity, allocate funds for donations, or make decisions regarding donations (e.g., selecting the recipients, approving the making of donations or approving the issuance of donation checks).

### Volunteer Activity

Generally, an individual may volunteer personal services to a federal candidate or federal political committee without making a contribution. The Act provides this volunteer "exemption" as long as the individual performing the service is not compensated by anyone. 11 CFR 100.7(b)(3). The Commission has addressed the applicability of this exemption to volunteer activity by a foreign national, as explained below.

In Advisory Opinion 1987-25, the Commission allowed a foreign national student to provide uncompensated volunteer services to a Presidential campaign. By contrast, the decision in AO 1981-51 prohibited a foreign national artist from donating his services in connection with fundraising for a Senate campaign.<sup>2</sup>



<sup>2</sup> The Commission has stated that this opinion is not superseded by AO 1987-25. Individuals may obtain further guidance in this area by requesting an advisory opinion about their own proposed activity.

**Recipient Committee  
Campaign Statement — Long Form**  
(Government Code Sections 84200-84216.5)

Type or print in ink.

RECEIVED COVER PAGE - LONG FORM

Statement covers period from <u>1-1-95</u> through <u>6-30-95</u>	Date Stamp <u>AUG 1 3 51 PM '95</u>	Page <u>1</u> of <u>21</u> For Official Use Only  <b>G05270</b>
Date of election if applicable: (Month, Day, Year) <u>N/A</u>	CITY OF LOS ANGELES CENTRAL RECORDER <u>7/31 ①</u>	

SEE INSTRUCTIONS ON REVERSE

**ORIGINAL**

Check one of the following boxes to indicate the type of statement being filed:

- Pre-election Statement
- Special Odd-year Campaign Report
- Supplemental Pre-election Statement (Attach a completed Form 495 to this Statement.)
- Termination Statement (Attach a completed Form 495 to this Statement.)
- Semi-annual Statement

**SEMI-ANNUAL**

**I Committee Information**

NAME OF COMMITTEE

THE DIAMOND BAR CAUCUS

ADDRESS OF COMMITTEE (NO. AND STREET)	CITY	STATE	ZIP CODE	AREA CODE/DAYTIME PHONE
<u>344 CAHOECOVE DRIVE</u>	<u>DIAMOND BAR</u>	<u>CA</u>	<u>91765</u>	<u>909/861-6098</u>

NAME OF TREASURER

MR. JOE McMAHUS

PERMANENT ADDRESS OF TREASURER (NO. AND STREET)	CITY	STATE	ZIP CODE	AREA CODE/DAYTIME PHONE
<u>23561 E. COYOTE SPRINGS ROAD</u>	<u>DIAMOND BAR</u>	<u>CA</u>	<u>91765</u>	<u>909/861-4409</u>

**II Primarily Formed Committee (See definition on reverse.)  
List names of officeholder(s) or candidate(s) for which  
this committee is primarily formed.**

NAME OF CANDIDATE(S) OR OFFICEHOLDER(S)	OFFICE SOUGHT OR HELD	CHECK ONE	
		SUPPORT	OPPOSE
<u>ALSO 410</u>			

(Check Boxes) See definitions and important information on reverse.

- Is this a sponsored committee?  Yes  No
- Is this a broad based political committee?  Yes  No

Attach additional information on appropriately labeled continuation sheet.

**III Verification**

I have used all reasonable diligence in preparing this statement. I have reviewed the statement and to the best of my knowledge the information contained herein and in the attached schedules is true and complete. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on 7/2-95 At DIAMOND BAR, CA 91765

By Joseph L. McMahon  
SIGNATURE OF TREASURER

Executed on \_\_\_\_\_ At \_\_\_\_\_

By \_\_\_\_\_  
SIGNATURE OF RESPONSIBLE OFFICER OF SPONSOR, IF REQUIRED

4 5 4 4 5 8 4 0 8

Schedule A (Continuation Sheet)  
 Monetary Contributions Received

Type or print in ink.  
 Amounts may be rounded  
 to whole dollars.

SCHEDULE A (cont.)

Statement covers period from <u>1-1-95</u> through <u>6-30-95</u>	Page <u>5</u> of <u>21</u>
ID NUMBER <u>941146</u>	

NAME OF COMMITTEE

DIAMOND BAR CAUCUS

DATE RECEIVED	FULL NAME AND ADDRESS OF CONTRIBUTOR (IF COMMITTEE, IN ADDITION TO COMMITTEE'S NAME AND ADDRESS, ENTER I.D. NUMBER OR, IF NO I.D. NUMBER HAS BEEN ASSIGNED, ENTER TREASURER'S NAME AND ADDRESS)	OCCUPATION AND EMPLOYER (IF SELF-EMPLOYED, ENTER NAME OF BUSINESS)	AMOUNT RECEIVED THIS PERIOD	CUMULATIVE TO DATE CALENDAR YEAR (JAN. 1 - DEC. 31)	CUMULATIVE TO DATE OTHER (IF APPLICABLE)
<u>4-4-95</u>	<u>INCONTEXT CORPORATION</u> <u>2 ST. CLAIR AVE. W., 16TH FLOOR</u> <u>TORONTO, ONTARIO M4V-1L5</u>		<u>\$5,000<sup>00</sup></u>	<u>\$5,000<sup>00</sup></u>	
<u>4-26-95</u>	<u>NO HANDS SOFTWARE, INC.</u> <u>1301 SHOREWAY ROAD, SUITE 220</u> <u>BELMONT, CA 94002</u>		<u>\$5,000<sup>00</sup></u>	<u>\$5,000<sup>00</sup></u>	
<u>4-26-95</u>	<u>NETCOM ONLINE COMMUNICATIONS SERVICES, INC.</u> <u>3021 TISCH WAY, SECOND FLOOR</u> <u>SAN JOSE, CA 95128</u>		<u>\$2,500<sup>00</sup></u>	<u>\$2,500<sup>00</sup></u>	
<u>4-28-95</u>	<u>MUSTANGS SOFTWARE, INC.</u> <u>P.O. BOX 2264</u> <u>BAKERSFIELD, CA 93303</u>		<u>\$500<sup>00</sup></u>	<u>\$500<sup>00</sup></u>	
<u>5-1-95</u>	<u>DURAND COMMUNICATIONS NETWORK, INC.</u> <u>147 CASTILIAN DRIVE</u> <u>SANTA BARBARA, CA 93117</u>		<u>\$1,500<sup>00</sup></u>	<u>\$1,500<sup>00</sup></u>	
<u>5-1-95</u>	<u>TELEGRAPHIX COMMUNICATIONS, INC.</u> <u>16458 BOKA CHICA #15</u> <u>HUNTINGTON BEACH, CA 92649</u>		<u>\$750<sup>00</sup></u>	<u>\$750<sup>00</sup></u>	

SUBTOTAL \$ \$15,250<sup>00</sup>

0804385445

**Recipient Committee  
Campaign Statement — Long Form**  
(Government Code Sections 84200-84216.5)

Type or print in ink.

COVER PAGE - LONG FORM

SEE INSTRUCTIONS ON REVERSE

Check one of the following boxes to indicate the type of statement being filed:

- Pre-election Statement  Semi-annual Statement  
 Special Odd-year Campaign Report  
 Supplemental Pre-election Statement (Attach a completed Form 495 to this Statement.)  
 Termination Statement (Attach a completed Form 415 to this statement.)

Statement covers period  
 from 2-1-95  
 through 10-21-95  
 Date of election if applicable:  
 (Month, Day, Year)  
11-7-95

Date Stamp

**420**  
 Page 1 of 7  
 For Official Use Only

**I Committee Information**

NAME OF COMMITTEE

THE DIAMOND BAR CAUCUS

ADDRESS OF COMMITTEE (NO. AND STREET) ID NUMBER  
1155 Diamond Bar Blvd., STE R 941146  
 CITY STATE ZIP CODE AREA CODE/DAYTIME PHONE  
Diamond Bar CA 91765 909/861-6098

NAME OF TREASURER  
JOE MERRANUS

PERMANENT ADDRESS OF TREASURER (NO. AND STREET)  
23561 E. Covete Springs Road  
 CITY STATE ZIP CODE AREA CODE/DAYTIME PHONE  
Diamond Bar CA 91765 909/861-4407

**II Primarily Formed Committee (See definition on reverse.)  
 List names of officeholder(s) or candidate(s) for which  
 this committee is primarily formed.**

NAME OF CANDIDATE(S) OR OFFICEHOLDER(S)	OFFICE SOUGHT OR HELD	CHECK ONE	
		SUPPORT	OPPOSE

(Check Boxes) See definitions and important information on reverse.

Is this a sponsored committee?  Yes  No

Is this a broad based political committee?  Yes  No

Attach additional information on appropriately labeled continuation sheets

**III Verification**

I have used all reasonable diligence in preparing this statement. I have reviewed the statement and to the best of my knowledge the information contained herein and in the attached schedules is true and complete. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on 10-25-95 DATE At Diamond Bar CA CITY AND STATE

Executed on \_\_\_\_\_ DATE At \_\_\_\_\_ CITY AND STATE

By Joseph J. Merranus SIGNATURE OF TREASURER

By \_\_\_\_\_ SIGNATURE OF RESPONSIBLE OFFICER OF SPONSOR, IF REQUIRED

Recipient Committee  
Allocation Page

Statement covers period from: 7/1/95  
through: 10/21/95

Allocation Page  
Page #3 of 7  
Form 420

NAME OF COMMITTEE: The Diamond Bar Caucus

ID Number: 941146

List Contributions and independent expenditures that total \$100 or more made to support or oppose officeholders, Candidates, ballot measures or committees:

DATE	NAME OF CANDIDATE	support oppose	IND. EXP.	Amount This Period	Cumulative to Date 1-1-95-10/21/95
7/1/95	Bob Huff for City Council	X		\$2,000.00	\$2,000.00
8/3/95	Carol Herrera for City Council	X		\$2,000.00	\$2,000.00
8/10/95	Casa O'Brien's, Inc		\$ 250.00		
	Bob Huff	X	X	125.00	\$2,125.00
	Carol Herrera	X	X	125.00	\$2,125.00
9/27/95	Postmaster		224.00 * (Listed under "Not Itemized")		
	Bob Huff	X	X	56.00 (Not Itemized)	\$2,125.00
	Carol Herrera	X	X	56.00 (Not Itemized)	\$2,125.00
	Chris McPeak	X	X	56.00 (Not Itemized)	5 00.00
	For Walnut School Board				
	Ron Everett	X	X	56.00 (Not Itemized)	5 00.00
	For Walnut School Board				
9/28/95	You Name It Printer		468.70		
	Bob Huff	X	X	234.35	\$2,359.35
	Carol Herrera	X	X	234.35	\$2,359.35
9/29/95	Chuck Martin Enterprises		2,954.00		
	Bob Huff	X	X	1,477.00	\$3,836.35
	Carol Herrera	X	X	1,477.00	\$3,836.35
10/2/95	You Name It Printer		488.70		
	Bob Huff	X	X	244.35	\$4,080.70
	Carol Herrera	X	X	244.35	\$4,080.70
10/5/95	Postmaster		870.20		
	Bob Huff	X	X	435.10	\$4,515.80
	Carol Herrera	X	X	435.10	\$4,515.80
10/9/95	ProLens Productions		600.00		
	Bob Huff	X	X	300.00	\$4,815.80
	Carol Herrera	X	X	300.00	\$4,815.80
10/13/95	Sir Speedy		418.30		
	Bob Huff	X	X	104.58	\$4,920.38
	Carol Herrera	X	X	104.58	\$4,920.38
	Chris McPeak	X	X	104.58	5 104.58
	Ron Everett	X	X	104.58	5 104.58
10/13/95	Party Planners		1,800.00		
	Bob Huff	X	X	450.00	\$5,370.38
	Carol Herrera	X	X	450.00	\$5,370.38
	Chris McPeak	X	X	450.00	5 554.58
	Ron Everett	X	X	450.00	5 554.58

SUBTOTAL \$11,849.92 (Plus the \$224.00 "Not Itemized")

7 8 0 4 3 8 5 4 4 5 7

**Schedule E  
Payments and Contributions  
(Other Than Loans) Made**

Type or print in ink  
Amounts may be rounded  
to whole dollars.

Statement covers period  
from 7-1-95  
through 10-21-95

**420**

Page 6 of 7

SEE INSTRUCTIONS ON REVERSE

NAME OF COMMITTEE

THE DIAMOND BAR CAUCUS

I.D. NUMBER

941146

**CODES FOR CLASSIFYING EXPENDITURES**

If one of the following codes accurately describes the expenditure, you may enter the code and leave the "Description of Payment" column blank. Refer to the back of Schedule E-Continuation Sheet for detailed explanations of each category.

- \* - MONETARY AND IN-KIND (NON-MONETARY) CONTRIBUTIONS TO OTHER CANDIDATES AND COMMITTEES
- \*I - INDEPENDENT EXPENDITURES
- \*L - LITERATURE
- \*B - BROADCAST ADVERTISING
- \*N - NEWSPAPER AND PERIODICAL ADVERTISING
- \*O - OUTSIDE ADVERTISING
- \*S - SURVEYS, SIGNATURE GATHERING, DOOR-TO-DOOR SOLICITATIONS
- \*F - FUNDRAISING EVENTS
- \*G - GENERAL OPERATIONS AND OVERHEAD
- \*T - TRAVEL, ACCOMMODATIONS AND MEALS (MUST BE DESCRIBED)
- \*P - PROFESSIONAL MANAGEMENT AND CONSULTING SERVICES

NAME AND ADDRESS OF PAYEE, CREDITOR, OR RECIPIENT OF CONTRIBUTION <small>(IF COMMITTEE, IN ADDITION TO COMMITTEE'S NAME AND ADDRESS, ENTER I.D. NUMBER OR, IF NO I.D. NUMBER HAS BEEN ASSIGNED, ENTER TREASURER'S NAME AND ADDRESS)</small>	IMPORTANT: DO NOT ITEMIZE THE PAYMENT OF ACCRUED EXPENSES ON SCHEDULE E. REPORT ONLY THE LUMP SUM OF SUCH PAYMENTS ON LINE 4 OF THE SUMMARY SECTION BELOW.			
	CODE	OR	DESCRIPTION OF PAYMENT	AMOUNT PAID
<u>G.T.E. P.O. Box 24898 Tampa, FL 33623-4898</u>	<u>G</u>			<u>157.91</u>
<u>Bob Huff for City Council Committee #950729</u>	<u>C</u>			<u>2,000.00</u>
<u>AROL HERRERA for City Council Committee #950950</u>	<u>C</u>			<u>2,000.00</u>

Important: Contributions and expenditures made out of campaign funds to or on behalf of officeholders, candidates, committees, or ballot measures must also be entered on the Allocation Page.

SUBTOTAL \$ 4,157.91

**Payments and Contributions Made Summary**

1. Payments made this period of \$100 or more. (Include all Schedule E subtotals)	\$ <u>13,655.65</u>
2. Payments made this period of under \$100. (Do not itemize.)	\$ <u>739.55</u>
3. Total interest paid this period on outstanding loans. (Enter amount from Schedule B, Part II, Column (d).)	\$ <u>0</u>
4. Total accrued expenses paid this period. (Do not itemize. Enter amount from Schedule F, Line 4.)	\$ <u>0</u>
5. Total payments made this period. (Add Lines 1, 2, 3, and 4. Enter here and on the Summary Page, Column A, Line B.)	TOTAL \$ <u>14,395.15</u>

**Recipient Committee  
Campaign Statement — Long Form**  
(Government Code Sections 84200-84216.5)

Type or print in ink.

FILE COVER PAGE - LONG FORM

**3rd FILING**

SEE INSTRUCTIONS ON REVERSE

Check one of the following boxes to indicate the type of statement being filed:

- Pre-election Statement  
 Special Odd-year Campaign Report  
 Supplemental Pre-election Statement (Attach a completed Form 415 to this statement.)  
 **GENERAL** Statement (Attach a completed Form 415 to this statement.)

Statement covers period from <u>10-22-95</u> through <u>12-31-95</u>	Date Stamp <b>4</b> Feb 2 2 1996	Page <u>1</u> of <u>7</u> For Official Use Only <b>GD 5770</b>
Date of election if applicable: (Month, Day, Year) <u>11-7-95</u>		

**Committee Information**

NAME OF COMMITTEE

The Diamond Bar Caucus

ADDRESS OF COMMITTEE (NO. AND STREET) 1155 So. Diamond Bar Blvd. Ste R I.D. NUMBER 941146

CITY Diamond Bar STATE CA ZIP CODE 91765 AREA CODE/DAYTIME PHONE 909/861-6098

NAME OF TREASURER Joe McManus

PERMANENT ADDRESS OF TREASURER (NO. AND STREET) 23561 E. Coyote Springs Road

CITY Diamond Bar STATE CA ZIP CODE 91765 AREA CODE/DAYTIME PHONE 909/861-4409

**II Primarily Formed Committee (See definition on reverse.)**  
List names of officeholder(s) or candidate(s) for which this committee is primarily formed.

NAME OF CANDIDATE(S) OR OFFICEHOLDER(S)	OFFICE SOUGHT OR HELD	CHECK ONE	
		SUPPORT	OPPOS

(Check Boxes) See definitions and important information on reverse.

- Is this a sponsored committee?  Yes  No
- Is this a broad based political committee?  Yes  No

Attach additional information on appropriately labeled continuation sheets

**III Verification**

I have used all reasonable diligence in preparing this statement. I have reviewed the statement and to the best of my knowledge the information contained herein and in the attached schedules is true and complete. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on 1-30-95 At Diamond Bar, CA

Executed on \_\_\_\_\_ At \_\_\_\_\_

By Joseph J. McManus  
SIGNATURE OF TREASURER

By \_\_\_\_\_  
SIGNATURE OF RESPONSIBLE OFFICER OF SPONSOR, IF REQUIRED

Recipient Committee  
Allocation Page

Statement covers period from: 10/22/95  
through: 12/31/95

Allocation Page  
Page #3 of 7  
Form 420

NAME OF COMMITTEE: The Diamond Bar Caucus

ID Number: 941146

List Contributions and independent expenditures that total \$100 or more made to support or oppose officeholders, Candidates, ballot measures or committees:

DATE	NAME OF CANDIDATE	support	oppose	IND. EXP.	Amount This Period	Cumulative to Date 1/1/95-12/31/95
10/23/95	Sunseri's			\$ 469.40		
	Bob Huff for City Council	X			\$ 117.35	\$5,543.73
	Carol Herrera for City Council	X			117.35	\$5,543.73
	Chris McPeak for Walnut School Board	X			117.35	\$ 727.93
	Ron Everett for Walnut School Board	X			117.35	\$ 727.93
10/23/95	Chuck Martin			\$ 376.00		
	Bob Huff	X			188.00	5,731.73
	Carol Herrera	X			188.00	5,731.73
10/30/95	Print Techniques, Inc.			\$ 575.00		
	Bob Huff	X			287.50	6,019.23
	Carol Herrera	X			287.50	6,019.23
10/30/95	Print Techniques, Inc.			\$ 575.00		
	Bob Huff	X			287.50	6,306.73
	Carol Herrera	X			287.50	6,306.73
11/1/95	Radisson Hotel			\$ 250.00* (Listed under "Not Itemized")		
	Bob Huff	X			62.50 (Not Itemized)	6,306.73
	Carol Herrera	X			62.50 (Not Itemized)	6,306.73
	Chris McPeak	X			62.50 (Not Itemized)	727.93
	Ron Everett	X			62.50 (Not Itemized)	727.93
11/2/95	West Coast Distributors			\$1,000.00		
	Bob Huff	X			500.00	6,806.73
	Carol Herrera	X			500.00	6,806.73
11/3/95	Ester Malapas			\$ 388.80		
	Bob Huff	X			194.40	7,001.13
	Carol Herrera	X			194.40	7,001.13

SUBTOTAL

\$3,384.19 (Plus the \$250.00 "Not Itemized")

0 9 4 4 5 8 3 4 0 8 2

**Recipient Committee  
Campaign Statement — Long Form**  
(Government Code Sections 84200-84216.5)

Type or print in ink.

COVER PAGE - LONG FORM

SEE INSTRUCTIONS ON REVERSE

Check one of the following boxes to indicate the type of statement being filed:

- Pre-election Statement  Semi-annual Statement  
 Special Odd-year Campaign Report  
 Supplemental Pre-election Statement (Attach a completed Form 495 to this Statement)  
 Termination Statement (Attach a completed Form 415 to this statement)

Statement covers period from <u>2-11-96</u> through <u>3-9-96</u>	Date Stamp <u>SEP 15 11 00 AM '96</u>	Page <u>1</u> of <u>9</u> For Official Use Only
Date of election if applicable: (Month, Day, Year) <u>3-26-96</u>		

**I Committee Information**

NAME OF COMMITTEE

THE Diamond Bar Caucus

ADDRESS OF COMMITTEE (NO. AND STREET) ID NUMBER  
1155 So. Diamond Bar Blvd. Ste 941146

CITY STATE ZIP CODE AREA CODE/DAYTIME PHONE  
Diamond Bar CA 91765 909/861-6098

NAME OF TREASURER

Lois McManus

PERMANENT ADDRESS OF TREASURER (NO. AND STREET)  
23561 E. Coyote Springs Road

CITY STATE ZIP CODE AREA CODE/DAYTIME PHONE  
Diamond Bar CA 91765 909/861-4409

(Check Boxes) See definitions and important information on reverse.

Is this a sponsored committee?  Yes  No

Is this a broad based political committee?  Yes  No

**II Primarily Formed Committee (See definition on reverse.)  
List names of officeholder(s) or candidate(s) for which  
this committee is primarily formed.**

NAME OF CANDIDATE(S) OR OFFICEHOLDER(S)	OFFICE SOUGHT OR HELD	CHECK ONE	
		SUPPORT	OPPOSE

Attach additional information on appropriately labeled continuation sheets

**III Verification**

I have used all reasonable diligence in preparing this statement. I have reviewed the statement and to the best of my knowledge the information contained herein and in the attached schedules is true and complete. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on 3-14-96 At Diamond Bar, CA

By Lois McManus  
SIGNATURE OF TREASURER

Executed on \_\_\_\_\_ At \_\_\_\_\_

By \_\_\_\_\_  
SIGNATURE OF RESPONSIBLE OFFICER OF SPONSOR, IF REQUIRED

RECIPIENT COMMITTEE  
ALLOCATION PAGE FORM 420

REPORT COVERS PERIOD  
From: 2/11/96  
To: 3/9/96  
PAGE 3 of 9

NAME OF COMMITTEE: The Diamond Bar Caucus

ID NUMBER 941146

IV: Independent Expenditures Made

Date	Name of Ballot Measure	Support/Oppose	Independent Expenditure	Amount This Period	Cumulative to Date Calendar Year 1996 Jan 1 - Dec 31
2/22/96	Diamond Bar's Measure D	Oppose	X	\$ 395.00	\$ 395.00
2/29/96	Measure D	Oppose	X	960.00	1,355.00
2/29/96	Measure D	Oppose	X	2,040.00	3,395.00
2/29/96	Measure D	Oppose	X	2,099.03	5,494.03
3/4/96	Measure D	Oppose	X	1,500.00	6,994.03

TOTAL

\$6,994.03

2 8 0 4 3 8 5 4 4 6 2

SCHEDULE A, FORM 420  
 Monetary Contributions Received

REPORT COVERS PERIOD  
 From: 2/11/96  
 To: 3/9/96  
 PAGE 6 of 9

NAME OF COMMITTEE: The Diamond Bar Caucus				ID NUMBER: 941146	
Date	Name and Address of Contributor	Occupation	Amount This Period	Cumulative to Date Calendar Year 1996 Jan 1 - Dec 31	
2/22/96	Woodbridge Development 27285 Las Ramblas, Suite 230, Mission Viejo, CA 92691	Development Co.	\$5,000.00	\$5,000.00	
2/29/96	Alarcon Sons, Inc. 5111 Gavhurst Avenue, Baldwin Park, CA 91706	Equipment Rentals	200.00	200.00	
2/29/96	Smith, Silbar, Duffy, Parker & Woffinden 19100 Van Karman, No. 400, Irvine, CA 92715	Attorneys at Law	500.00	500.00	
2/29/96	L. A. Landscape, Inc. P.O. Box 1208, Upland, CA 91785	Landscaping Co.	250.00	250.00	
2/29/96	Palmieri, Tyler, Wiener, Wilhelm, & Waldron 2603 Main St., Suite 1300, Irvine, CA 92714	Attorneys at Law	500.00	500.00	
2/29/96	New Plumbing, Inc. 833 N. Elm St., Orange, CA 92667	Plumber	250.00	250.00	
3/4/96	Tailored Masonry of CA 2619 W. Ediger Ave., Ste. F-1, Santa Ana, CA 92704	Mason	250.00	250.00	
3/4/96	Montreal Trust 15 King Street West, Toronto, Ont., Canada, M5H 1B4	Bankruptcy Trustee	5,000.00	5,000.00	
3/4/96	Hunsaker and Associates 10179 Huennekens St., San Diego, CA 92121	Engineering Firm	1,000.00	1,000.00	
3/5/96	Petra Geotechnical, Inc. 3185A Airway, Costa Mesa, CA 92626	Engineering Firm	250.00	250.00	
3/5/96	Gonzales Painting Corp. 708 W. Mill St., Ste G, San Bernardino, CA 92410	Painter	350.00	350.00	
3/5/96	Ultra-Wall, Inc. 5419 E Beverly Blvd., Los Angeles, CA 90022	Dry-Wall Contractor	250.00	250.00	
3/9/96	Pacific Masonry, Inc. 1007 W. Grove Ave., Ste J, Orange, CA 92665	Mason	250.00	250.00	
3/9/96	Deloitte & Touche LLP 695 Town Center Dr., Costa Mesa, CA 92626	Accountants	500.00	500.00	
3/9/96	Harvard Capital Company 290 Middle Rd., Santa Barbara, CA 93108	Investment Co.	500.00	500.00	
TOTAL			<u>\$15,050.00</u>		

2 8 0 4 2 8 5 4 4 6 3

**Recipient Committee**

Type or print in ink.

Commission on Statewide Ballot Measures  
 (Government Code Sections 81201-81204, 81207)

**SEE INSTRUCTIONS ON REVERSE**

Check one of the following boxes to indicate the type of statement being filed:

- Pre-election Statement
- Special Odd-year Campaign Report
- Supplemental Pre-election Statement (Attach a completed Form 495 to this Statement.)
- Termination Statement (Attach a completed Form 415 to this statement.)
- Semi-annual Statement

Statement covers period from _____ through <u>6-30-96</u>	JUL 31 4 42 PM '96 COUNTY OF LOS ANGELES REGISTER RECORDER	Page <u>1</u> of <u>10</u>
Date of election if applicable: (Month, Day, Year)		For Official Use Only

**I Committee Information**

NAME OF COMMITTEE

THE DIAMOND BAR COUNCIL

ADDRESS OF COMMITTEE (NO. AND STREET) ID NUMBER

1155 So. Diamond Bar Blvd Ste R 94146

CITY STATE ZIP CODE AREA CODE/DAYTIME PHONE

Diamond Bar CA 91765 909/861-6099

NAME OF TREASURER

Lois McManus

PERMANENT ADDRESS OF TREASURER (NO. AND STREET)

23561 E. Coyote Springs Road

CITY STATE ZIP CODE AREA CODE/DAYTIME PHONE

Diamond Bar CA 91765 909/861-4409

(Check Boxes) See definitions and important information on reverse.

Is this a sponsored committee?  Yes  No

Is this a broad based political committee?  Yes  No

**II Primarily Formed Committee (See definition on reverse.)**

List names of officeholder(s) or candidate(s) for which this committee is primarily formed.

NAME OF CANDIDATE(S) OR OFFICEHOLDER(S)	OFFICE SOUGHT OR HELD	CHECK ONE	
		SUPPORT	OPPOSE

Attach additional information on appropriately labeled continuation sheets.

**III Verification**

I have used all reasonable diligence in preparing this statement. I have reviewed the statement and to the best of my knowledge the information contained herein and in the attached schedules is true and complete. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on 7-30-96 at Diamond Bar, CA

By Lois McManus  
SIGNATURE OF TREASURER

Executed on 7-30-96 at \_\_\_\_\_  
DATE CITY AND STATE

By \_\_\_\_\_  
SIGNATURE OF RESPONSIBLE OFFICER OF SPONSOR, IF REQUIRED

NAME OF COMMITTEE: El Dorado County Bar Council

FORM NUMBER: 41140

Date	Name and Address of Contributor	Occupation	Amount This Period	Cumulative to Date Calendar Year 1996 Jan 1 - Dec 31
3/13/96	Sierra Fireplace Distributors, Inc. 22692 Granite Way, Ste. B Laguna Hills, CA 92653	Contractor	\$ 250.00	\$ 250.00
3/13/96	Southcoast Cabinet, Inc 755 Pinefalls Ave Walnut CA 91789	Contractor	\$ 250.00	\$ 250.00
3/13/96	Armut Patel 858 W. 9th St Upland CA 91785	Developer	\$ 100.00	\$ 400.00
3/15/96	C.D.R. Concrete, Inc P.O. Box 708 Anaheim CA 92815-0708	Contractor	\$ 250.00	\$ 250.00
3/15/96	B&C Custom Hardware and Bath 23461 Ridge Route Dr., Ste A Laguna Hills, CA 92653	Contractor	\$ 250.00	\$ 250.00
3/15/96	Robert P. Zubes 9660 Flair Drive, Ste 475 El Monte CA 91734	Employment Agency	\$ 250.00	\$ 250.00
3/15/96	Blackberry Properties 900 - 1450 Creekside Dr. Vancouver B.C. V6J 5B3	Land Banker	\$1,000.00	\$1,000.00
3/15/96	Spring Mountain Escrow Company 4330 Barranca Pkwy., Ste 150 Irvine, CA 92714	Escrow Co	\$ 500.00	\$ 500.00

PAGE 6 SUB-TOTAL

\$2,850.00

2 8 9 4 5 8 2 4 6 5



FEDERAL ELECTION COMMISSION

Washington, DC 20463

October 2, 1996

Clair Harmony, City Councilman  
PO Box 4153  
Diamond Bar, CA 91765

RE: MUR 4481

Dear Ms. Harmony:

This letter acknowledges receipt on September 25, 1996, of the complaint you filed alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"). The respondent(s) will be notified of this complaint within five days.

You will be notified as soon as the Federal Election Commission takes final action on your complaint. Should you receive any additional information in this matter, please forward it to the Office of the General Counsel. Such information must be sworn to in the same manner as the original complaint. We have numbered this matter MUR 4481. Please refer to this number in all future communications. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,



Colleen T. Sealander, Attorney  
Central Enforcement Docket

Enclosure  
Procedures

2 8 0 4 3 8 5 4 4 5 6



FEDERAL ELECTION COMMISSION

Washington, DC 20463

October 2, 1996

Ron Clark, Treasurer  
Committee to Elect Bob Huff  
20940 Ambushers  
Diamond Bar, CA 91765

RE: MUR 4481

Dear Mr. Clark:

The Federal Election Commission received a complaint which indicates that the Committee to Elect Bob Huff ("Committee") and you, as treasurer to the committee, may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 4481. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against the Committee and you, as treasurer to the committee, in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

28043854467

If you have any questions, please contact Erik Morrison at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



Colleen T. Sealander, Attorney  
Central Enforcement Docket

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

8 0 4 3 8 5 4 4 4 8



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

October 2, 1996

Lois McManus, Treasurer  
Diamond Bar Caucus PAC  
1155 S. Diamond Bar Blvd.  
Suite R  
Diamond Bar, CA 91765

RE: MUR 4481

Dear Ms. McManus:

The Federal Election Commission received a complaint which indicates that the Diamond Bar Caucus PAC and you, as treasurer, may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 4481. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against the Diamond Bar Caucus PAC and you, as treasurer, in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

280443854469

If you have any questions, please contact Erik Morrison at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



Colleen T. Sealander, Attorney  
Central Enforcement Docket

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

23747854470



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

October 2, 1996

Gary Neely, Executive Director  
Diamond Bar Caucus PAC  
1155 S. Diamond Bar Blvd.  
Suite R  
Diamond Bar, CA 91765

RE: MUR 4481

Dear Mr. Neely:

The Federal Election Commission received a complaint which indicates that you may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 4481. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against you in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

0804385441

If you have any questions, please contact Erik Morrison at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



Colleen T. Sealander, Attorney  
Central Enforcement Docket

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

23043854472



FEDERAL ELECTION COMMISSION

Washington, DC 20463

October 2, 1996

President  
Incontext Corporation  
2 St. Clair Avenue, W  
16th Floor  
Toronto, Ont., Canada MAV-IL5

RE: MUR 4481

Dear Sir/Madam:

The Federal Election Commission received a complaint which indicates that Incontext Corporation may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 4481. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against Incontext Corporation in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

3  
8  
9  
4  
3  
8  
5  
4  
4  
7  
3

If you have any questions, please contact Erik Morrison at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



Colleen T. Sealander, Attorney  
Central Enforcement Docket

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

30478544/4



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

*October 2, 1996*

President  
Montreal Trust  
15 King Street West  
Toronto, Ont., Canada M5H1B4

RE: MUR 4481

Dear Sir/Madam:

The Federal Election Commission received a complaint which indicates that Montreal Trust may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 4481. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against Montreal Trust in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

2 8 0 4 3 8 5 4 4 7 5

If you have any questions, please contact Erik Morrison at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



Colleen T. Sealander, Attorney  
Central Enforcement Docket

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

20043854476



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

October 2, 1996

President  
Blackberry Properties  
900-1450 Creekside Drive  
Vancouver, BC Canada V6J5B3

RE: MUR 4481

Dear Sir/Madam:

The Federal Election Commission received a complaint which indicates that Blackberry Properties may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 4481. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against Blackberry Properties in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

28043854477

If you have any questions, please contact Erik Morrison at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



Colleen T. Sealander, Attorney  
Central Enforcement Docket

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

2 3 0 4 3 8 5 4 4 7 8



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

October 2, 1996

Scott Lyle, Treasurer  
Committee to Elect Carol Herrera to Diamond Bar  
City Council  
750 N. Diamond Blvd.  
Suite 220  
Diamond Bar, CA 91765

RE: MUR 4481

Dear Mr. Lyle:

The Federal Election Commission received a complaint which indicates that the Committee to elect Carol Herrera to Diamond Bar City Council ("Committee") and you, as treasurer to the committee, may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 4481. Please refer to this number in all future correspondence.

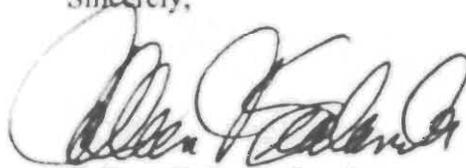
Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against the Committee and you, as treasurer to the committee, in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

23048544/9

If you have any questions, please contact Erik Morrison at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



Colleen T. Sealander, Attorney  
Central Enforcement Docket

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

2 8 9 4 3 8 5 4 4 1 0



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20461

October 3, 1996

Carol Herrera  
1963 White Star Drive  
Diamond Bar, CA 91765-2709

Dear Ms. Herrera:

Due to administrative oversight, a copy of a complaint regarding your committee, Committee to Elect Carol Herrera to the Diamond Bar City Council, was not sent earlier. Enclosed is a copy of that complaint.

If you have any questions regarding this matter, please feel free to contact me at (202) 219-3400.

Sincerely,

Erik Morrison, Paralegal  
Central Enforcement Docket

2 8 0 4 3 8 5 4 4 3 1



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20461

October 3, 1996

Robert Huff  
1641 Fire Hollow Drive  
Diamond Bar, CA 91765-2629

Dear Mr Huff:

Due to administrative oversight, a copy of a complaint regarding your committee, Committee to Elect Bob Huff, was not sent earlier. Enclosed is a copy of that complaint.

If you have any questions regarding this matter, please feel free to contact me at (202) 219-3400.

Sincerely,

A handwritten signature in cursive script that reads "Erik Morrison".

Erik Morrison, Paralegal  
Central Enforcement Docket

2 8 0 4 3 8 5 4 4 3 2

# BLACKBERRY PROPERTIES INC.

2200 - 112th Avenue N.E., Suite 140, Bellevue, Wa. 98004 Tel. 206-455-2561 Fax 206-455-1506

## BY COURIER

October 10, 1996

Office of the General Counsel  
Federal Election Commission  
999 E Street, NW  
Washington, DC 20463

Oct 15 3 27 PM '96

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

Dear Sir/Madam,

### Re : MUR 4481

We are in receipt of your letter dated October 2nd which was received on October 9th. We would also advise that we spoke today with Mr. Erik Morrison regarding questions we had on this claim.

This letter is to advise that we believe the claim is incorrect and that no action should be taken against Blackberry Properties Inc. as it is not a Foreign National company. Blackberry Properties Inc. is a duly incorporated Washington State corporation and, for reference, we enclose a copy of its current license. We would also advise that the company files and pays U.S. taxes in the normal course and the Employer Identification Number is 91-1713029.

The mailing address for accounting and certain administrative items is as shown on your letter dated October 2nd, but the company's licensed office for records and business is as shown on the enclosed copy of the current license.

The actual donation of \$1,000 was, in fact, made by Blackberry Properties Inc. on behalf of Diamond Crest Estates LLC, a duly incorporated Washington State Limited Liability Company, which was formed approximately nine months ago for the Diamond Crest project.

In summary, it is certainly our position that the donation being questioned by the complainant was not made by a Foreign National, but was, in fact, made by a U.S. corporation. We can only assume that because the company had a Canadian accounting administration address, the party making the complaint incorrectly assumed that Blackberry Properties Inc. was a Foreign National.

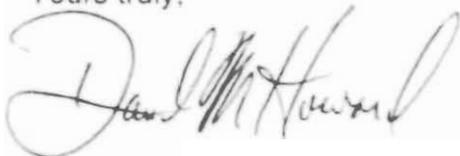
...

23942854453

Office of the General Counsel  
Federal Election Commission  
October 10, 1996  
Page 2

Under the circumstances, it would be appreciated if you would confirm receipt of this letter and, presumably, be in a position to advise us in writing that Blackberry Properties Inc. has been incorrectly included in this complaint.

Yours truly,



David M. Howard  
President

DMH/no'b

3 0 4 7 8 5 4 4 4 4



STATE OF WASHINGTON

# MASTER LICENSE SERVICE REGISTRATIONS AND LICENSES

UNIFIED BUSINESS ID #: 601 599 472  
BUSINESS ID #: 001

EXPIRES : 01-31-1997

ORGANIZATION TYPE  
DOMESTIC PROFIT CORPORATION

BLACKBERRY PROPERTIES INC.  
2200 12TH AVE NE STE 140  
BELLEVUE WA 98004

DOMESTIC PROFIT CORPORATION  
RENEWED BY AUTHORITY OF SECRETARY OF STATE

The above entity has been issued the business registrations or licenses listed  
DEPARTMENT OF LICENSING, BUSINESS & PROFESSIONS DIVISION  
P.O. BOX 9034 OLYMPIA, WA 98507-9034 (360) 753-4401

*Kathy Bowers Christ*  
Director, Department of Licensing

2 8 0 4 3 8 5 4 4 3 5

EXPIRATION DATE  
01-31-1997

UNIFIED BUSINESS ID NUMBER  
601 599 472 001

BLACKBERRY PROPERTIES INC.  
2200 12TH AVE NE STE 140  
BELLEVUE WA 98004

(FOLD HERE)

(FOLD HERE)

DETACH THIS SECTION FOR YOUR WALLET  
The information printed here serves as notice that the registrations or licenses listed have been issued for your business.

# The Diamond Bar Caucus

1155 S. Diamond Bar Blvd., Suite R, Diamond Bar, California 91765 909/861-6098 ID#941146

October 6, 1996

Colleen T. Sealander, Attorney  
Central Enforcement Docket  
General Counsel's Office  
Federal Election Commission  
Washington, DC 20463

RE: MUR 4481

Oct 17 2 29 PM '96

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

Ms. Sealander,

We are in receipt of your letter, dated October 2, 1996, and we thank you for the opportunity to respond to Diamond Bar City Councilman Clair Harmony's complaint charging that our organization has violated those sections of the Federal Election Campaign Act of 1971, as amended, that pertain to contributions from foreign nationals.

As you may already know, The Diamond Bar Caucus ("The Caucus") is a legally defined and sanctioned (CA FPPC #941146), pro-municipal economic development PAC currently operating under the jurisdiction of the California Fair Political Practices Commission (as an State Independent Expenditure Committee) in the eastern Los Angeles/western San Bernardino Counties political arenas. The Caucus was formed by mom-and-pop, Diamond Bar business owners and local registered voters. The Caucus was NOT established by any foreign entity or domestic subsidiary of a foreign corporation. Additionally, no foreign parent corporation has financed our PAC's establishment, administration or solicitation costs.

The Caucus has never participated in any way in any federal election. Further, no individual foreign nationals participate in the operation of our PAC, serve as officers of our PAC, participate in the selection of persons who operate our PAC, nor make decisions regarding our PAC's contributions or expenditures.

Thank you for including a copy of Mr. Harmony's original letter in your correspondence. As has become Mr. Harmony's documented *modus operandi*, he has taken a minimal amount of facts and, then, extrapolated and exaggerated their true nature to the point where he can then make unsubstantiated and generally vague accusations of high crimes and misdemeanors against his political opponents.

Mr. Harmony specifically cites three instances where The Caucus made full disclosure to the California FPPC that we had received money from companies with Canadian addresses. Contrary to Mr. Harmony's further accusations, we have received NO OTHER money from any foreign national or company with a foreign address and we really don't know how to defend ourselves against his McCarthy-like innuendoes and unsubstantiated allegations other than to state that fact.

2 8 0 4 3 8 5 4 4 8 6

Colleen T. Sealander, Attorney  
General Counsel's Office  
Federal Election Commission  
RE: MUR 4481  
October 6, 1996  
Page 2

We would be pleased to explain those three specific instances where we have reported receiving money from companies with Canadian addresses and would have done so directly to Mr. Harmony if had he taken the time to ask. Mr. Harmony's documented motivation, however, is not to get at the truth, but rather to maximize any political embarrassment he can inflict on those who do not support his brand of paranoid-schizophrenic, vindictive, slash-and-burn, scare-tactics politics.

Enclosed are copies of just a few of the numerous locally published news articles detailing Mr. Harmony's history of making unsubstantiated allegations and libelous statements. Mr. Harmony is currently being sued for libel by a Diamond Bar resident and businessman (Nick Anis, et al) and has been denied the use of public funds for his defense in this case by both the local courts and his colleagues on the Diamond Bar City Council for the sole reason that he, after numerous requests, has refused to produce ANY evidence to substantiate his allegations of wrong-doing by those he libeled. (Mr. Anis is in no way involved in the operation of the Diamond Bar Caucus)

Also enclosed is a copy of the letter that his colleagues on the council approved the last time Mr. Harmony overstepped his authority as a city council member, copies of Mr. Harmony's libelous letters, and two correspondences from the California FPPC exonerating The Caucus of any wrong-doing the last time Mr. Harmony made similar unsubstantiated allegations regarding The Caucus to that governing body. It should be clear that we are dealing with an unstable individual here. (I've also enclosed a copy one of the over 2,000 faxes that Mr. Harmony has sent out as a result of YOUR correspondence to him - his stated conclusion being that just because YOUR governing body is investigating HIS complaint, we MUST be guilty.)

As far as the three specific instances that Mr. Harmony cites in his letter where The Caucus has, in fact, received money from companies with Canadian addresses:

The contributions received on 3/4/96 from Montreal Trust (\$5,000) and on 3/15/96 from Blackberry Properties (\$1,000) of Toronto and Vancouver, Canada, respectively, were used exclusively and in their entirety during our independent campaign to defeat the Diamond Bar municipal ballot issue (Measure D) which appeared on the 3/26/96 Diamond Bar voters' ballot. This political activity was not connected with any federal, state or local election to political office. It is our understanding that both companies own property in Diamond Bar that would have been directly effected had Measure D passed.

Again, if Mr. Harmony had bothered to take the time to research the law before he started misquoting it in support of his reckless behavior, or if he had bothered to ask us, he would have known that the law specifically allows foreign nationals and companies to make political contributions to influence **ballot issues**, within certain parameters. In the case of these two foreign companies' disbursements, both acted within those well-defined parameters.

7 8 0 4 3 8 5 4 4 8 7

Colleen T. Sealander, Attorney  
General Counsel's Office  
Federal Election Commission  
RE: MUR 4481  
October 6, 1996  
Page 3

The Caucus was NOT formed exclusively to oppose this Measure D and, thus, could not by legal definition be considered a "ballot committee" and, as an Independent Expenditure Committee, The Caucus has NEVER by legal definition "coordinated its efforts with a nonfederal candidate's re-election campaign" or, for that matter, ANY candidate's campaign. As an example: Enclosed is a copy of a mass-mailing we did during the Measure D campaign. Please note that we have clearly identified on the front of this piece who paid for this mailing.

Although The Caucus has, in one election period prior to March of '96, contributed to non-federal candidates' campaigns and have made independent expenditures to support non-federal candidates' elections (as noted in Mr. Harmony's letter), we have ALWAYS made full disclosure of this activity to the California FPPC, the Los Angeles County Registrar of Voters, the San Bernardino County Voters' Registrar and the City of Diamond Bar's City Clerk. We have NEVER, however, undertaken ANY legally defined activity that would compromise our Independent Expenditure Committee status and Mr. Harmony has produced no proof to the contrary.

Further, Mr. Harmony's accusation that the contributions we received during our 1996 campaign in opposition to Measure D are somehow "coordinated with the 1995 city council and school board campaigns and subsidize the 1997 city council and school board campaigns" are specious, at best..... and is a good example of his typically convoluted and intentionally misleading logic. First of all, we spent all of these two contribution amounts on the March '96 campaign against Measure D. Therefore, there is no way they could be used to subsidize some future election, and secondly, we didn't receive these contributions in time to effect our participation in any previous election, so they couldn't possibly have been mystically "coordinated with the 1995 city council and school board campaigns"

Regarding Mr. Harmony's third specific accusation (i.e., the money we received from InContext Corporation of Toronto, Canada, on 4/24/95):

The Diamond Bar Caucus was formed specifically to promote the economic development of the local municipality. That's our purpose. In some cases, our efforts take the form of political campaigns. It was our intent, however, to do more than just act as a conduit for political contributions. We also wanted to try to help educate local business managers and owners, as well as interested voters, on those topics and issues that relate to the economic well-being of both the local government and local businesses.

To that end, for example: During April of 1995, The Caucus cooperated with a non-profit organization named The PC Telecommunications Society (PCTS) in their efforts to produce The 3rd Annual Information Superhighway (I-NET '95) Summit. This conference brought representatives from some of America's largest corporate Internet, BBS, telecommunications and personal computer software and hardware manufacturers to Diamond Bar for a one-day seminar in order to teach local business owners and individuals the benefits and ease of telecommuting.

2  
8  
0  
4  
3  
8  
5  
4  
4  
8  
8

Colleen T. Sealander, Attorney  
General Counsel's Office  
Federal Election Commission  
RE: MUR 4481  
October 6, 1996  
Page 4

This event drew over 1,200 attendees, who either got in free or paid a \$5.00 fee directly to any number of other local non-profit, civic, youth or service organizations. (We paid for the advertising and ticket printing, and then, gave the tickets to those organizations to sell as fund-raisers for their organization. We never collected nor received any money derived as a result of the attendees paying for admission.) Enclosed is a copy of the Program & Exhibits Guide that we produced for that event.

The Caucus' role in producing this event was to provide logistic and accounting services for the fledgling PCTS in exchange for a fee. Inasmuch as the PCTS did not have a checking account at that time, we agreed to run all of the income derived from, and pay all of the bills incurred for, the event through our checking account. You'll note in the Program Guide that InContext Corporation was one of the Corporate Sponsors that participated (page 16). Enclosed is a copy of the original written memorandum that Mr. Anis, who is with the P.C. Telecommunications Society, sent to InContext Corporation soliciting their corporate sponsorship.

In exchange for InContext's \$5,000 Corporate Sponsorship, their sales representatives got a chance to demonstrate their product (InContext Spider - an advanced hypertext machine language World Wide Web page processor) for an hour to pre-qualified and highly targeted computer-literate conference attendees. InContext Corporation was not interested in what the PCTS did with their \$5,000 Corporate Sponsorship. They were only interested in marketing their product to qualified potential customers and paid their Corporate Sponsorship to do just that. Which is what they did in a very well-received and professional manner. (In fact, as I recall, the \$5,000 check received from InContext was used to partially pay for the free lunch and entertainment provided to all of the attendees.)

Unfortunately, when it came time to account to the FPPC for that reporting period, we found that the FPPC forms used in this required task did not provide for a true accounting. They only wanted to know how much we put into our checking account, from whom we received the moneys and where we spent those moneys. We thought it best to make full-disclosure of where every dime came from (or went) that was associated with the PCTS's event. Therefore, we listed EVERYTHING, including the money received from InContext Corporation. Truly, however, the money received from InContext WAS NOT intended on their part to be anything close to a political contribution as you can readily see from the enclosed video tape of their product presentation taken the day of the event

Essentially, The Caucus performed a service for the PCTS and they paid us a fee (about \$20K) for doing so out of their revenue stream generated by the event. Maybe, in retrospect, we could have done the accounting out of a different checking account, but then, Mr. Harmony would be crying that we were hiding the true source of the income anyway. So, what's the difference? Either way, I doubt The Caucus' or InContext's actions can be construed as being anything akin to a serious threat to national security or the undermining of our treasured democratic process.

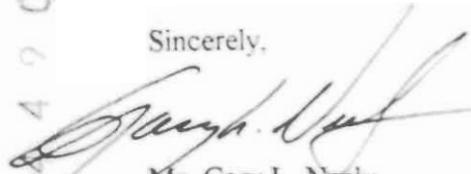
18043854439

Colleen T. Sealander, Attorney  
General Counsel's Office  
Federal Election Commission  
RE: MUR 4481  
October 6, 1996  
Page 5

Obviously, in this case, we feel Mr. Harmony's exaggerated claims do not warrant the use of the Commission's resources and that this case should be dismissed as soon as possible. However, we'd be more than pleased to answer any further questions you might have. Please do not hesitate to give me a call or write again at any time.

Given the fact that Mr. Harmony has already made this matter public, we don't care if you choose to make this matter public or keep it confidential. We have nothing to hide and fully intend to cooperate with your office in any way we can.

Sincerely,

490  
1804385  


Mr. Gary L. Neely  
Executive Director  
The Diamond Bar Caucus  
FPPC #941146

ENCLOSURES:

- News articles regarding Mr. Harmony's erratic behavior.
- Diamond Bar City Council Letter re: Mr. Harmony.
- Examples of Mr. Harmony's previously libelous correspondence.
- California FPPC Letters exonerating The Caucus of any wrong-doing.
- Example of Mr. Harmony's FAX changing the appearance of FEC letter
- Copy of Measure D mass mailer.
- Copy of the I-NET '95 Program & Exhibits Guide.
- Copy of Memo from PCTS to InContext Corporation soliciting their corporate sponsorship of I-NET '95 Summit.
- Video Tape of InContext Corporation's product presentation at the I-NET '95 Summit.



Chris Reed

# Gauging the odd orbit of Planet Clair

Does Diamond Bar Councilman Clair Harmony really believe what he says?

Namely, that none of his critics is sincere, that they're all part of the "Gary Miller propaganda machine," puppets of the Diamond Bar Republican assemblyman?

That the recent sharp rebukes coming his way from his City Council colleagues were "just a continuation of the cover-up that I've been faced with for two years at City Hall" - the cover-up involving purported vast mismanagement?

That any event that displeases him - whether it be the election of a rival, the passage of a city ordinance or the appearance of an unflattering newspaper column - is the work of dark forces moving in silent conspiracy to thwart his will?

I've talked to people in Diamond Bar on and off for the past year, trying to figure out the first-term councilman.

There seem to be two camps.

Some people think Harmony is a suit shy of a full deck. If this seems cruel, keep in mind Harmony often holds a whole city hostage to what some might call his symptoms.

But others think Harmony is just playing a role: the gritty underdog who fights long odds - and evil developers - to do what's right for Diamond Bar. If he goes overboard, it doesn't hurt him with his core constituency.

I lean toward the latter view most of the time.

But then I think about the stories.

Of the time Harmony suggested during a council meeting that a missing painting somehow meant the former mayor had misappropriated \$40 million.

Or the time Harmony met with the newspaper's editorial board for a candidate interview - but then refused to talk about his own views, instead insisting on delivering a series of monologues about Miller, the *Blufeld* to Harmony's *James Bond*.

Or the dozens of other times when Harmony's used the spotlight to depict himself as a lonely crusader for justice tormented by all-powerful villains.

And I wondered what experts would

833

Last week, I went to the library and checked out a psychology textbook.

This passage by Ohio State Professor Terry F. Pettijohn struck me:

"People with paranoid schizophrenia often have persecutory or grandiose delusions. With their often elaborately and logically constructed persecutory delusions, paranoids will often show great alertness, suspicion and vigilance toward the 'agents' who are 'out to get them.' . . . Such grandiose delusions also provide paranoid schizophrenics with a rationale for why others are persecuting them."

I read the above passage to a woman who's uniquely positioned to comment on Harmony.

She's worked with him for years and has been arguably his strongest ally in fighting development forces.

She also happens to be a trained psychiatric nurse.

Her name is Eileen Ansari.

That's right: The mayor of Diamond Bar is a trained psychiatric nurse.

Given the city's recess-at-the-insane-asylum politics, she's where she belongs.

Her verdict on Harmony:

"I believe that he believes his rhetoric. He has to be the small man battling the forces of evil."

Ansari has little use for that rhetoric.

"Mr. Harmony has a very distorted view of what's happening. Big Brother is watching. It's all a conspiracy. That sort of thing."

Ansari thinks Harmony may have started out calculatedly posing as the valiant underdog. Over time, however, it metamorphosed from being a pose.

"If they say things enough times, they start to believe it."

They'll do that.

□ □ □

If this column seems too hard on Clair Harmony, keep in mind that he welcomes it.

On Planet Clair, criticism equals affirmation.

My condolences to Ansari and everyone else in Harmony's orbit.

On Planet Earth, Harmony equals chaos.

Chris Reed, who's in denial about his death, if Irene Greene, can be reached weekdays afternoons at 909-987-6397. His psychoanalyst appears *Sunday, Wednesday and Friday*.

3 0 4 7 8 5 4 4 2 1

# Councilman, Diamond Bar named in lawsuit

(Computer show producers allege their success has been undermined by statements on the city's electronic bulletin board

BY DIANE BROWN

Staff writer

Telecommunications Society, which is co-owned by Anis.

Producers of a computer trade show have sued the city of Diamond Bar and Councilman Clair Harmony, alleging the show's success has been undermined by the councilman's actions.

Statements Harmony posted on the city's electronic bulletin board and made in letters to computer industry businesses labeled the trade show operators, says the suit, filed May 3 by Nick Anis and his business partners, which include his wife, Patricia.

The computer trade show was produced by PC

The lawsuit says the let-

ters by Harmony falsely state or imply, among other things, that Anis manages or administers the Diamond Bar Caucus, a political action committee that "deceived corporations in the computer industry and obtained over \$75,000 as a result," and that Anis' computer business was "nothing more than a front for political activities."

Harmony defended his letter-writing last week as part of a "fact-finding" investigation that was a "valuable exercise to go through even if the City Council wanted to

**'You can't avoid a lawsuit, but you can certainly agree that the city does not have liability for an individual who acted without the authority of the other council members.'**

*Terry Belanger, Diamond Bar City Manager*

Diamond Bar City Manager Terry Belanger said the council's censure of Harmony was done to avoid liability in the case.

"You can't avoid a lawsuit, but you can certainly agree that the city does not have liability for an individual who acted without the authority of the other council members," Belanger said.

# Superior court judge rejects lawsuit challenging ballot results

BY DIANE BROWN

Staff writer

Carol Herrera will keep her seat on the Diamond Bar City Council.

A Superior Court judge on May 15 denied a lawsuit filed by Don Schad challenging the results of a recount of ballots cast in the November council election, said Herrera's attorney, Ralph Levine.

Herrera was asked on the court whether she would leave. "It was a tough case and a very judicial argument and I

**'We never had any doubt the court would not throw it out.'**

*Attorney Kaleigh Levine*

the court wouldn't throw it out," said Levine.

Schad's attorney said he was upset, but not surprised.

"It was a tough case and a very judicial argument and I

cover it up with a censure."

Harmony was censured in November by his fellow council members — Phyllis Papen, Gary Werner and Eileen Ansari after they learned he had written letters to the vendors using the councilman said he welcomed the opportunity to respond to the allegations.

"The lawsuit affords my office an opportunity of fact-finding in court," Harmony said.

Computer Business Services, a computer consulting firm, and PC Telecommunications — both co-owned by Anis — lost many clients and suffered damages in excess of \$250,000, according

councilwoman's attorney fees in the case.

An earlier lawsuit filed by Schad was dismissed because it failed to name the county registrar as a defendant.

Three ballots, one of Herrera and two for Schad, were were defective, Schad had asked the court to order the registrar to either count all three or none, which would declare Schad the winner

the election into a tie. The registrar counted only the Herrera ballot, throwing

# FABRIC KING

"CALIFORNIA'S DISCOUNT FABRIC LEADER" & DISCOUNT CRAFTS TOOL

OPEN 7 DAYS  
CHECK YOUR  
LOCAL STORE  
FOR HOURS

THOUSANDS OF YARDS OF FABRIC KING FAVORITES ARE ON SALE THIS WEEK AT INCREDIBLY LOW



**B**

Friday

September 6, 1996



Chris  
Reed

## When bad things happen to bad people

Justice is occasionally served. Consider the case of Clair Harmony. For years, the Diamond Bar councilman has been the local epitome of an out-of-control politician, bullying anyone who gets in his way and impugning the integrity of anyone who disagrees with him.

But now, because of Harmony's outrageous use of the city's name in an attempt to harm his rivals, he just may end up bankrupt.

For once, the smear comes back to fully haunt the smearer.

Here's the background:

Late last year, Harmony sent out two letters in city envelopes on city stationery to more than 30 computer companies, letters that will have libel lawyers salivating.

Both letters said Harmony was conducting a "fact finding investigation" — the implication being it was an official city probe.

The first letter implied illegalities involving contributions made to the Diamond Bar Caucus, a political action committee that has tangled with Harmony over the years. It also questioned the actions of businessman Nick Anis, another Harmony foe.

The second letter implied illegalities in the setting up of City Online, Diamond Bar's cyberspace site, and suggested some of the equipment donated by the computer firms to the city could not be accounted for. Anis, who coordinated the donation of equipment to City Online for Diamond Bar, was named again.

Reed has a piece of any such news presented to report the insinuations. When the City Council unanimously censured Harmony, he responded in typical fashion.

"It's just a continuation of the cover-up," he said, alluding to his hallucinatory claims that a vast conspiracy is looting City Hall while methodically hiding all its tracks.

Unsurprisingly, in May, Anis sued the city and Harmony for \$250,000. The Southern California Joint Powers Insurance Authority, which insures Diamond Bar and many other local governments, agreed to defend the city

but not Harmony. The agency ruled that Harmony's actions were political and unrelated to his city duties.

Soon thereafter, the City Council decided against paying Harmony's legal fees. But members said they'd reconsider if Harmony could provide evidence to support his claims.

Harmony refused to provide his alleged evidence and then sued to get the city to pay his legal expenses.

Last week, Los Angeles County Superior Court Judge Robert O'Brien sided with Diamond Bar.

Harmony can continue to appeal, but the writing's basically on the wall:

He'll have to foot the tens of thousands of dollars in legal bills he'll accrue in defending himself against Anis and pay the big judgment a jury is likely to deliver for Anis.

Harmony is not a wealthy man. Unlike most councilmen, he doesn't also have a full-time job. He can't remotely afford to lose a big lawsuit.

But Harmony won't get any sympathy from his council colleagues. They've had city attorneys file a cross-complaint against him, trying to ensure he pays any judgment Anis wins against the city as well as the city's legal fees.

A public official can't "maliciously attack political opponents (and) make unsubstantiated allegations damaging a personal or business reputation without having personal accountability in court," Mayor Pro Tem Bob Huff told me.

Harmony pretends to confidence that he'll be vindicated, saying his First Amendment rights protect the letters he wrote last fall. Of course, his understanding of the First Amendment is on par with his knowledge of ethics. Last December, he said he would take "immediate legal action against the city and the individuals who support" the council's censure of him.

This is Harmony's First Amendment. He has absolute freedom to criticize anyone. Others, however, have no right to criticize him.

Oh, well. Expecting logic out of Harmony is like expecting Dan Dierdorf to shut up.

It's not in his nature.

Chris Reed harmonizes Sunday, Wednesday and Friday. He can be reached weekdays at (909) 987-6397.

3  
4  
3  
5  
4  
4  
3



# City of Diamond Bar

21660 E. Copley Drive, Suite 100 • Diamond Bar, CA 91765-4177

(909) 860-2489 • Fax (909) 861-3117

November 30, 1995

McAFEE, Inc.  
27165 Walsh Avenue  
Santa Clara, CA 75051

Today, November 30, 1995, the undersigned members of the Diamond Bar City Council became aware of correspondence that was sent to your firm. You should know that the correspondence was unauthorized, unsanctioned, and is completely unsupported by the undersigned Diamond Bar City Council. Correspondence about which we are referring was sent by Clair Harmony, who has once again exhibited a complete disregard and disdain for the rights and reputation of individuals, both on the City Council, as well as, in the Diamond Bar community.

The community members referenced, Mssrs. Nick Anis, Gary Neely, and Joseph McManus, are very much involved in our community's affairs and are held in high esteem by our City Council. They are fine residents and business members of our community. They have been instrumental in the coordination of the I-Net Computer Summit and other positive community functions.

We are deeply disturbed by any negative inference or implication that you may have suffered as a result of Mr. Harmony's unauthorized correspondence. We were completely unaware of Mr. Harmony's activities until a letter, which was sent by Mr. Harmony, was returned to the City of Diamond Bar.

Mr. Harmony's correspondence asserts that the information with Diamond Bar insignia, both the letterhead paper and envelope, were not printed at public expense. That is a misrepresentation. The letterhead insignia is official Diamond Bar stationery, paid for by the City of Diamond Bar, as is the envelope in which the letter was sent. The use of these documents was unauthorized, unsanctioned, and unsupported. While the stationery indicates that Clair Harmony is Mayor Pro Tem, this too is not accurate in that he has \*NOT\* served in the capacity of Mayor Pro Tem since 1994 as a result of other similar abuses of his office. Over the past

Phyllis E. Papen  
Mayor

Gary H. Werner  
Mayor Pro Tem

Eileen R. Ansari  
Council Member

Clair W. Harmony  
Council Member

Letter to Diamond Bar East Partners  
November 30, 1995  
Page Two

two years, the City Council has had to suffer through a continuous onslaught of similar kinds of unsubstantiated allegations, assertions, and accusations. We, the undersigned, completely understand the kinds of feelings you may have, or are, experiencing in regards to the correspondence you received.

We do not know what you are going to do about Mr. Harmony's correspondence. Be assured there is no need for you to respond. We will say that not one of us has, or would ever, sanction such an activity. Mr. Harmony is not an investigator for the City, the FPPC, nor the District Attorney. As duly elected representatives of the City of Diamond Bar, we apologize for Mr. Harmony's conduct, which conduct does not reflect favorably upon the good, honest, hardworking people of the City of Diamond Bar. Mr. Harmony's activities diminish each of us and them. We not only consider his conduct to be unfortunate; we consider it to be distasteful. We are appalled and embarrassed.

Your involvement in I-Net Computer Summit, both past and future, are important to the City's continuing efforts to expand on economic development resources. We would hope that this situation will not damage future participation in such events. We hope that you would accept the apologies we herewith extend.

Sincerely,

*Phyllis E. Papen*

Phyllis E. Papen  
Mayor

*Gary H. Werner*

Gary H. Werner  
Mayor Pro Tem

*Eileen R. Ansari*

Eileen R. Ansari  
Council Member

PEP:GHW:ERA: nbw

28043854495



21660 EAST COPLEY DRIVE • SUITE 100  
DIAMOND BAR, CA 91765-4177  
909-860-2489 • FAX 909-861-3117

*From The Office Of:*  
**Councilman Clair W. Harmony**

November 14, 1995

My office is conducting a fact-finding investigation regarding your contributions to our City On-Line (BBS) project. Our records show that you contributed \$4,470 of products to our program; however, our actual inventory records show that the City has received and has in its possession an inventory valued at \$0 from your firm. With your help we can clear up the discrepancies.

On behalf of the City, Mr. Nick Anis, a private citizen who acted as City-On-Line Project Coordinator, solicited and received over \$696,987 of goods and services in the late summer and early fall of 1993 in order to establish a bulletin board to permit our 55,000 residents to exchange information and opinions electronically. The city's audited inventory of contributed hardware and software totals only \$98,154. My office is trying to reconcile these differences and/or locate the missing city assets.

We would appreciate your response to the following questions:

- Was it your understanding that the hardware/software which you contributed was on loan for evaluation purposes? I raise this question because multiple brands of the same type of software were received. For example, we received 25 copies each of Borland Office, Microsoft Office, and Word Perfect Office.
- Although our records do not show that we returned any contributions, we wish to reconcile this with your records.
- Do your registration records show the City of Diamond Bar using the product contributed, or another party? And, if another party, whom?

Recently, The Diamond Bar Caucus, a political action committee (PAC) managed by Mr. Anis among others, received over \$75,000 primarily from corporations in the computer

Gary H. Werner  
Mayor

Clair W. Harmony  
Mayor Pro Tem

Eileen R. Ansari  
Councilmember

~~Gary G. Miller~~  
Councilmember

Phyllis E. Papan  
Councilmember

RECYCLED PAPER

November 12, 1995

Page 2 of 2

industry This caucus opposed candidates for City Council in the recent election who were calling for fiscal responsibility and investigating the approximately \$500,000 of missing City assets. In addition the Caucus supported candidates opposing these investigations.

- Our records show that you contributed \$0 to the Diamond Bar Caucus through the most recent reporting period available. Were you aware of the political nature of this contribution?

We need answers to these questions immediately, because we are forwarding all of this information to the Fair Political Practices Commission, and the California Attorney General Office for investigation.

Please call me if you have questions or comments in drafting your response to me

Sincerely,



Clair Harmony  
Councilmember  
CH/tb

encl

City On Line Listing of Contributions Received  
Diamond Bar Caucus Campaign Listings

<p><b>RETURN ALL CORRESPONDENCE TO:</b></p> <p><b>Councilman Clair W. Harmony</b> <b>P.O. Box 4153</b> <b>Diamond Bar, CA 91765</b></p> <p><b>Phone: (909) 860-3463</b> <b>FAX: (909) 861-8861</b></p>
------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

[Not Printed or Distributed at Public Expense]

28047854497



21660 EAST COPLEY DRIVE • SUITE 100  
DIAMOND BAR, CA 91765-4177  
909-860-2489 • FAX 909-861-3117

*From The Office Of:*  
**Councilman Clair W. Harmony**

[REDACTED]

Dear President:

My office is conducting a fact-finding investigation regarding your firm's alleged contribution of \$750 to a local, Political Action Committee (PAC).

Recently, the Diamond Bar Caucus, a PAC, managed and administered in various capacities by Mr. Nick Anis, Gary Neely, Joseph McManus and others, received over \$75,000 primarily from corporations in the computer industry. This caucus opposed and defeated candidates for City Council calling for improved fiscal management in the recent November 7th election.

We need to know immediately if your firm did in fact contribute \$750 to the Diamond Bar Caucus. We will be forwarding our findings to the California Fair Political Practices Commission, and Attorney General's Office for investigation.

Please call me if you have questions or comments in drafting your response.

Sincerely,

Clair Harmony  
Councilmember  
CH/tb

encl. Diamond Bar Caucus Campaign Listings

Please Return All Correspondence to:  
Councilman Clair W. Harmony, P.O. Box 4153, Diamond Bar, CA 91765  
Phone: (909) 861-0161; FAX: (909) 861-8881  
(Not Printed or Distributed at Public Expense)

28043854478

Gary H. Werner  
Mayor

Clair W. Harmony  
Mayor Pro Tem

Eileen R. Ansari  
Councilmember

Gary G. Miller  
Councilmember

Phyllis E. Papen  
Councilmember

RAVI MEHTA  
CHAIRMAN



FAIR POLITICAL PRACTICES COMMISSION

April 17, 1996

Nick Anis  
1125 Branford Court  
Diamond Bar, CA 91765

Dear Mr. Anis,

The enclosed letter documents the disposition of a complaint involving the "Third Annual Information Superhighway Summit" and the Diamond Bar Caucus. The matter was closed because investigators found no violations of the Political Reform Act.

Identification of the complainant is disguised. FPPC policy prohibits disclosure of the names of those who file complaints with our enforcement division.

The FPPC will not confirm nor deny cases under investigation. The FPPC enforcement division does not reveal any details about an investigation to any outside party, including the complainant.

FPPC cases become public only upon conclusion of an investigation when the case is: (1) dropped for lack of merit or evidence, (2) settled through a stipulated agreement with the respondent, or (3) an accusation is filed because agreement cannot be reached.

Under provisions of The California Public Records Act (Section 6250 et seq. of the Government Code), you may request access to public documents related to a closed case.

I hope this clarifies any question about the case disclosure policy of the Fair Political Practices Commission.

Sincerely,

A handwritten signature in cursive script, appearing to read "Gary C. Huckaby".

Gary C. Huckaby  
Director of Communications

239435449

RAVI MEHTA  
CHAIRMAN



FAIR POLITICAL PRACTICES COMMISSION

April 2, 1996

[REDACTED]  
[REDACTED]  
[REDACTED]

Re: FPPC No. 96/136  
Diamond Bar Caucus

Dear [REDACTED]

On February 29, 1996, the Fair Political Practices Commission's Enforcement Division received a complaint from you. Upon review of your complaint the Enforcement Division has determined to close this matter without formal enforcement action. The basis for this decision is as follows:

Your complaint alleged improper activities occurred with respect to the "Third Annual Information Superhighway Summit" and the Diamond Bar Caucus. The Fair Political Practices Commission enforces the provisions of the Political Reform Act found in Government Code sections 81000 et seq. After carefully reviewing your complaint and supporting documentation, we were unable to identify any violations of the Act by the Diamond Bar Caucus. Therefore, we will not initiate an investigation into this matter. We have, however, forwarded a copy of your complaint to the Los Angeles County District Attorney's office for their review.

Thank you for taking the time to bring this matter to our attention. If we can be of further assistance, you can contact us at your convenience.

Sincerely,

Alan Herndon  
Chief Investigator  
Enforcement Division

3043854500

Diamond Bar Caucus too foreign checks.  
That is against Federal Elections  
Code.



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

October 7, 1996

Clair Harmony, City Councilman  
PO Box 4153  
Diamond Bar, CA 91765

RE: MUR 4481

Dear Ms. Harmony:

This letter acknowledges receipt on September 25, 1996, of the complaint you filed alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"). The respondent(s) will be notified of this complaint within five days.

You will be notified as soon as the Federal Election Commission takes final action on your complaint. Should you receive any additional information in this matter, please forward it to the Office of the General Counsel. Such information must be sworn to in the same manner as the original complaint. We have numbered this matter MUR 4481. Please refer to this number in all future communications. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,  
  
William T. Sealander, Attorney  
Central Enforcement Docket

Enclosure  
Procedures

23943854501

MEMORANDUM FOR INFORMATIONAL DISTRIBUTION

FROM: Nick Anis  
DATE: April 16, 1995  
SUBJECT: Information Superhighway (I-NET '95) Summit

This is to confirm our conversation in which we discussed the 3rd Annual Information Superhighway (I-NET '95) Summit on April 29th. To reiterate on the background on this year's summit:

The event will be held at the South Coast Air Quality Management District's headquarters building, 21865 East Copley Drive, in the City of Diamond Bar, California and is scheduled to be an all-day Saturday conference. Saturday is an off day for most of the S.C.A.Q.M.D. staff. The summit will essentially have the entire conference facility, including the full-service Cafeteria, to itself.

The purpose of this one-day summit is to educate the public on the benefits and ease of telecommunications and telecommuting via the use of public and private Electronic Bulletin Boards (BBS's) and the Internet. To do this, the summit offers Telecommunications Companies and the manufacturers and suppliers of the leading PC Operating System, BBS, Internet, telecommunications and related software/hardware the opportunity to present their products in a state-of-the-art facility and will provide participants the opportunity to see the latest in telecommunications technology that is required to gain access to the Information Superhighway.

The S.C.A.Q.M.D. location was chosen because this event fosters the concept of PC telecommunications and telecommuting, which is consistent with one of the stated goals of the A.Q.M.D.: To reduce harmful vehicle emissions. This facility accommodates 1200 attendees for the conference. Primary seating is in a 350 seat, high-tech Main Auditorium which acts as a fully equipped broadcast video studio. The Main Auditorium contains a working press room, over a dozen voice activated remote control cameras, fully integrated support for overhead projection, more than a half-dozen computer input sources (PC and MAC), a 20 foot widescreen projection system and a full audio-visual system for overflow (lobby) areas.

The facility also provides plenty of parking and easy access to the sessions. A heliport is available for news helicopters and the government officials expected to attend, although prior arrangements must be made for a landing including the filing of a certificate of insurance and obtaining written permission from the Gateway Corporate Center. (Which we can help facilitate.)

Unedited video tapes of the sessions held in the Main Auditorium (on varying formats from one inch to standard VHS) will be made available for a nominal charge. Custom editing is also available for an additional charge. Jones Intercable will broadcast this event live locally and Planet Systems will be providing satellite broadcast. Additionally, we expect extensive local television coverage as well as numerous members of the press (newspaper and periodicals) to attend.

2 3 0 4 7 8 5 4 5 0 2

MEMORANDUM FOR INFORMATIONAL DISTRIBUTION

SUBJECT: I-NET '95 Summit

April 16, 1995

Page 3

I'm looking forward to hearing from you and to a overwhelming successful Information Superhighway Summit for '95.

Thanks for your help.

Sincerely,

/s/

Mr. Nick Anis

ENCLOSURE:  
as stated

cc: Mr. Gary L. Neely  
Executive Director  
The Diamond Bar Caucus  
1155 S. Diamond Bar Blvd., Suite R  
Diamond Bar, CA 91765

GLN/na

23047854503



Erik Morrison  
October 16, 1996  
page two

act, part (2) reads "the term candidate means an individual who seeks nomination for election, or election, to Federal Office..."; and part (3) reads "the term Federal Office means the office of President or Vice President, or of Senator or Representative in, or Delegate or Resident Commissioner to, the Congress"; and part (8) (A) reads "the term contribution includes... deposit of money or anything of value by any person for the purpose of influencing any election for Federal office"

D) Mr. Huff was not and has never been engaged in pursuit of a federal office.

Based on the above points, it seems clear to me that the Committee to Elect Bob Huff, a local municipal election committee, violated no federal election laws.

On a separate note, you may be interested in knowing Mr. Harmony has previously made allegations of misconduct to the District Attorney and the Fair Political Practice Commission which directly oversees state and local elections in California. They found no substance in his charges. However, Mr. Harmony was then able to make statements such as "The FPPC is investigating the Diamond Bar Caucus", as if his bogus charges have merit.

It has been reported to the Mayor that Mr. Harmony is already faxing out annotated copies of your response to him on FEC letterhead, playing similar political games.

Enclosed are copies of three newspaper articles which may shed additional light on Mr. Harmony's motivations in sending you his letter of complaint.

Yours truly,



Ron Clark, Treasurer  
COMMITTEE TO ELECT BOB HUFF  
20940 Ambushers Street  
Diamond Bar, CA 91765

Attachments

- Excerpts from California Form 490 for the report period ending 9/23/95
- Newspaper articles: San Gabriel Valley Tribune 12/5/95 by Diane Brown  
Daily Bulletin 12/5/95 by LaTisa Strickland  
Daily Bulletin 9/6/96 by Chris Reed

18043854505

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

No. 9907

State of California

County of Los Angeles

On October 16, 1996 before me, Lupe Estrella, Notary Public

DATE

NAME, TITLE OF OFFICER - E.G. "JANE DOE, NOTARY PUBLIC"

personally appeared Ron Clark

NAME(S) OF SIGNER(S)

personally known to me - OR -  proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) (is/are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Lupe Estrella  
SIGNATURE OF NOTARY

OPTIONAL

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

CAPACITY CLAIMED BY SIGNER

- INDIVIDUAL
- CORPORATE OFFICER

TITLE(S)

- PARTNER(S)  LIMITED
- ATTORNEY-IN-FACT  GENERAL
- TRUSTEE(S)
- GUARDIAN/CONSERVATOR
- OTHER: \_\_\_\_\_

DESCRIPTION OF ATTACHED DOCUMENT

Letter to Erik Morrison, Federal Election Commission

TITLE OR TYPE OF DOCUMENT

Two (2)

NUMBER OF PAGES

October 16, 1996

DATE OF DOCUMENT

SIGNER IS REPRESENTING:  
NAME OF PERSON(S) OR ENTITY(IES)

SIGNER(S) OTHER THAN NAMED ABOVE

8043854506

28043854507

# Officeholder, Candidate, and Controlled Committee Campaign Statement — Long Form

(Government Code Sections 84200-84216.5)

Type or print in ink.

COVER PAGE - LONG FORM

SEE INSTRUCTIONS ON REVERSE

Check one of the following boxes to indicate the type of statement being filed:

- Pre-election Statement
- Supplemental Pre-election Statement (Attach a completed Form 495 to this statement)
- Special Odd-Year Campaign Report
- Semi-annual Statement
- Termination Statement (Attach a completed Form 415 to this statement)

Statement covers period from <u>1-1-95</u> through <u>9-23-95</u>	Date Stamp	Page <u>1</u> of <u>8</u> For Official Use Only
Date of election if applicable: (Month, Day, Year) <u>11-7-95</u>		

## I Officeholder, Candidate, and Controlled Committee Included in this Statement

NAME OF OFFICEHOLDER OR CANDIDATE

Bob Huff

OFFICE SOUGHT OR HELD (INCLUDE LOCATION AND DISTRICT NUMBER IF APPLICABLE)

Diamond Bar City Council Member

RESIDENTIAL OR BUSINESS ADDRESS (NO. AND STREET)

1641 Fire Hollow Drive

CITY STATE ZIP CODE AREA CODE/DAYTIME PHONE

Diamond Bar Ca. 91765 (909) 396-4833

COMMITTEE NAME

Committee to Elect Bob Huff

ID NUMBER

950729

COMMITTEE ADDRESS (NO. AND STREET)

20940 Ambushers Street

CITY STATE ZIP CODE AREA CODE/DAYTIME PHONE

Diamond Bar Ca. 91765 (909) 596-8716

NAME OF TREASURER

Ronald L. Clark

PERMANENT ADDRESS OF TREASURER (NO. AND STREET)

20940 Ambushers Street

CITY STATE ZIP CODE AREA CODE/DAYTIME PHONE

Diamond Bar Ca. 91765 (909) 596-8716

## II Other Committees Not Included in this Statement: List any other committees not included in this consolidated statement that are controlled by you and any committees of which you have knowledge that are primarily formed to receive contributions or to make expenditures on behalf of your candidacy

COMMITTEE NAME	ID NUMBER
NAME OF TREASURER	CONTROLLED COMMITTEE? <input type="checkbox"/> YES <input type="checkbox"/> NO
COMMITTEE ADDRESS (NO. AND STREET)	
CITY STATE ZIP CODE AREA CODE/DAYTIME PHONE	
COMMITTEE NAME	ID NUMBER
NAME OF TREASURER	CONTROLLED COMMITTEE? <input type="checkbox"/> YES <input type="checkbox"/> NO
COMMITTEE ADDRESS (NO. AND STREET)	
CITY STATE ZIP CODE AREA CODE/DAYTIME PHONE	

Attach additional information on appropriately labeled continuation sheets

## III Verification

I have used all reasonable diligence in preparing this statement. I have reviewed the statement and to the best of my knowledge the information contained herein and in the attached schedules is true and complete. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on 9-27-95 At Diamond Bar, Ca.

By Ronald L. Clark  
SIGNATURE OF TREASURER

An officeholder or candidate who controls a committee must also verify the campaign statement. I have used all reasonable diligence and to the best of my knowledge the treasurer has used all reasonable diligence in preparing this statement. I have reviewed the statement and to the best of my knowledge the information contained herein and in the attached schedules is true and complete. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on 9-27-95 At Diamond Bar, Ca.

By [Signature]  
SIGNATURE OF CANDIDATE/OFFICEHOLDER

Executed on \_\_\_\_\_ At \_\_\_\_\_

By \_\_\_\_\_  
SIGNATURE OF CANDIDATE/OFFICEHOLDER

Executed on \_\_\_\_\_ At \_\_\_\_\_

By \_\_\_\_\_  
SIGNATURE OF CANDIDATE/OFFICEHOLDER

**Schedule A  
Monetary Contributions Received**

Type or print in ink.  
Amounts may be rounded  
to whole dollars.

SCHEDULE A

Statement covers period  
from 1-1-95  
through 9-23-95  
Page 3 of 8

SEE INSTRUCTIONS ON REVERSE

NAME OF OFFICEHOLDER OR CANDIDATE AND CONTROLLED COMMITTEE  
Bob Huff, Committee to Elect Bob Huff  
ID NUMBER  
950729

DATE RECEIVED	FULL NAME AND ADDRESS OF CONTRIBUTOR (IF COMMITTEE, IN ADDITION TO COMMITTEE'S NAME AND ADDRESS, ENTER ID NUMBER OR, IF NO ID NUMBER HAS BEEN ASSIGNED, ENTER TREASURER'S NAME AND ADDRESS)	OCCUPATION AND EMPLOYER (IF SELF EMPLOYED, ENTER NAME OF BUSINESS)	AMOUNT RECEIVED THIS PERIOD	CUMULATIVE TO DATE CALENDAR YEAR (JAN 1 - DEC 31)	CUMULATIVE TO DATE OTHER (IF APPLICABLE)
7/18	The Diamond Bar Caucus 1155 South Diamond Bar Blvd., Suite R Diamond Bar, Ca. 91765 ID#941146	PAC	2,000	2,000	
7/20	Ronald L. Clark 20940 Ambushers St. Diamond Bar, Ca. 91765	Finance Officer, City of La Verne	100	100	
7/20	John A. Forbing 3030 W. Temple Pomona, Ca. 91766	Insurance Agent, State Farm Ins. Co.	100	100	
9/5	Maung M. Myint 1015 Metro Dr. Monterey Park, Ca. 91754	Owner, Mighty Soy Co.	100	100	
9/11	David A. Gahring Fair Oaks Ranch, Texas 78006	Computer Syst. Mgr., Texas Company	250	250	

**SUBTOTAL \$ 2,550**

**Monetary Contributions Summary**

- Amount received this period — contributions of \$100 or more.  
(Include all Schedule A subtotals) ..... \$ 2,950
- Amount received this period — contributions of less than \$100.  
(Do not itemize.) ..... \$ 1,501
- Total monetary contributions received this period.  
(Add Lines 1 and 2 Enter here and on the Summary Page, Column A, Line 1) TOTAL \$ 4,451

by babies are safe" oldest child, Ashley, 11, was with the other two children she realized the garage was on about 4 p.m. It spread in the attic of the house, caus-

stroyed. Local phone service was out because of damage to a utility pole behind the Chavez home. Neighbors expressed concern for the family and relief the fire didn't spread into the brush-lined areas of the nearby hills.

but a reason wasn't yet known, said Battalion Chief Wayne Brooks. "Ashley did everything right," Chavez said. "The phone didn't work so she went across the street to a neighbor. She was on the ball."

the tracks at about 50 to 60 m.p.h., Luman said.

While running down the service path in an attempt to reach the overpass bridge, the front part of the train hit the boy's shoulder and arm.

The force of train spun his body around and knocked him down a rocky embankment, throwing him clear of the locomotive, he said.

## igning s post

ays Richards

potential replace-  
could not vote on a

ne person, attorney  
ack, has expressed  
he post.

of the Bradbury Es-  
owners Association,  
s just appointed to  
f the newly formed  
Estates Community  
istrict, which will  
among residents to  
gated community's

said he was resign-  
ause of any contro-  
ather because Brad-  
ng well.

is fiscally sound,  
armonious. That's  
e likes to leave," he

y moment of Rich-  
on the council has

s tenure as mayor,  
umerous checks for  
anager Dolly Vol-  
pleaded no contest  
two felony counts  
g public funds and  
raudulent claims  
city.

eral years, Vollaire



**JOHN H. RICHARDS:** Says he will leave before the council's January meeting.

had used a city credit card and petty cash funds for purchases at such places as Bloomingdale's and Tiffany and Co.

Richards' successor as mayor, Audrey Hon, was recalled as a result of the scandal.

Schuck commended Richards for his dedication to the community and his willingness to step aside because of time constraints.

"Jack's done a fine job," Schuck said. "Because he's got so much going on in his life, he's letting someone else in."

# City Council member rebuked for unauthorized use of stationery

By Diane Brown  
STAFF WRITER

**DIAMOND BAR** — The City Council on Monday censured council member Clair Harmony, voting 3-0 to rebuke Harmony for unauthorized use of city stationery.

Council members Eileen Ansari, Phyllis Papen and Gary Werner acted to censure the councilman during a special meeting. They learned Thursday that Harmony wrote letters to numerous private businesses requesting information about reported contributions to the Diamond Bar Caucus, a local political action committee.

The letters, written on old city letterhead and mailed in official city envelopes, gave the false impression that the city is conducting an official investigation, council members said.

"It's way beyond the line. He's used city stationery (under) the color of authority," Werner said Monday. "We have given him no authority to do an investigation. We want to distance ourselves from his actions."

The correspondence also suggests that three individuals —

Diamond Bar resident Nick Anis, and Caucus members Gary Neely and Joseph McManus — were engaged in campaign improprieties during the Nov. 7 election.

The Council's action was necessary to protect the city from a lawsuit, the three voting council members said. Harmony did not attend the meeting.

"We have to protect our city from any liability," Councilwoman Eileen Ansari said.

Beside the formal rebuke, the Council also stripped Harmony of his authority to represent the Council on any outside public agencies.

Harmony, reached by phone, said the council "acted illegally" in calling the meeting.

"I didn't get any official notice of the meeting," he said Monday afternoon. "I didn't know of any of the charges. I couldn't prepare any defense." He said he learned of the meeting through the "grapevine" but could not attend due to prior obligations.

As far as the referenced investigation being official, "I said it was for my office, in that respect it is official," Harmony said. "We're just fact-

finding. We aren't accusing anyone of anything."

Diamond Bar Caucus was hired to do the accounting for an April computer conference which drew 1,200 participants, said Anis, who helped organize the event. Vendors made registration fees payable to the Caucus, which listed them legally as political contributions, Anis said.

Harmony's correspondence has damaged his reputation and working relationships with those computer firms, Anis said.

Diamond Bar Caucus may pursue legal action.

"We're looking at our options," Neely said Monday. "Today's action by the City Council went a long way to smooth any hard feelings in regard to this matter. Obviously the long-term effect of Harmony's actions have not been felt yet. We want to see what the impact of his letters are before we take any actions."

One purpose of his letters was to ascertain whether submit vendors realized the Caucus is a political organization, Harmony said.

24 to  
lay.  
y in  
at  
s  
uld  
  
day  
ing  
log  
  
ly  
f  
ms  
42



First lady Hillary Rodham Clinton opened the White House holiday season Monday by showing off the White House Christmas

tree and other decorations in the Blue Room. Some 32 fully decorated trees adorn rooms in the mansion. Story/A7

Associated Press

By Randolph E. Schmid  
Associated Press

WASHINGTON What time do you leave for work?

Nearly one in three Americans heads off for the daily grind between 7 and 8 a.m. The trip seems to be getting a little longer and people are starting a little earlier.

For Rebecca Almsitz, a search for better schools for her son motivated a longer commute.

"I used to live eight miles from this building, now I live 62. I used to leave work about 7 and get here at 7:30. Now I leave the van stop at 6:15 to get here at 7:30," the Postal Service secretary said.

Better schools for her son were the prime reason, she said of her 1993 move into Virginia, and a house she could afford. "That was the second thing on the list, good schools and affordability."

For magazine editor Don Smeraldi, the change came with marriage last April.

See WORK/A7

# Fellow council members send message to Harmony

By LaTisa Strickland  
Daily Bulletin

DIAMOND BAR Councilman Clair Harmony was censured Monday for using city stationery to write letters "slandering" a resident and a local political action committee.

In the letters, sent to more than 30 computer companies, Harmony stated that his office was launching a "fact-finding investigation" into campaign

contributions made to the Diamond Bar Caucus, a political action committee supporting businesses and economic development.

According to caucus director Gary Neely, Harmony's letters wrongly state that the caucus failed to report to the Fair Political Practices Commission the amount of



Harmony



Papen

campaign contributions it received this past election.

The letters also tied resident Nick Anis, who does business with the computer companies, to the caucus. Anis has repeatedly denied being a member of the caucus.

The council, in a 3-0 vote, determined the letters were inappropriate and could

expose the city to possible liability. The council currently has four members.

Council members Phyllis Papen, Gary Werner and Eileen Ansari said the letter - delivered to the companies in an official city envelope - gave the impression that the city is conducting the investigation.

The council members said Harmony's behavior has placed the "city in disrepute and is an embarrassment to the

See HARMONY A6

# Does Windows 95 shut some out?

By Rob Wells  
Associated Press

WASHINGTON Justice Department investigators want to know if Microsoft Corp. wrote the software

this year, but that the kinks have been worked out with the newer versions of most competitors' software.

The investigation shows the government continues to monitor closely



Microsoft Chairman Bill Gates discusses women and technology Monday at a forum in N.Y. The government is

2  
1  
7  
5  
2  
2  
1  
1  
1

3 0 4 3 8 5 4 5 1 1

# Harmony/from A1

city.  
 "This is just a verbal repudiation of his actions," Werner said in supporting the council's decision to censure Harmony. "The worth and value of this resolution is probably nothing more than the paper it is written on."  
 "But I feel we need to publicly declare that we had nothing to do with that letter, that Harmony is dragging us into to one of his own vendettas."  
 Werner added that the letters

"were libelous and slanderous and may put the city in a position of having to legally defend itself in the future."  
 The resolution to censure includes removing Harmony as a delegate or alternative to all committees for outside agencies until new appointments are made.  
 Harmony did not attend the meeting and could not be reached for comment. But he faxed a written statement Monday to local newspapers and the city

saying that he will take "immediate legal action against the city and the individuals who support the censure."  
 Harmony also said in the statement that the resolution was nothing more than a "ploy to throw the bloodhound off the scent" of other city problems.  
 This is the second time Harmony has used city stationery for reasons other than city business. Earlier this year Harmony released an unauthorized

endorsement of a political candidate on city stationery. At that time the city passed a resolution prohibiting such action.  
 About 25 residents attended the meeting Monday and were divided on whether they supported the council's decision.  
 Red Calkins, 75, was among those supporting the council.  
 "They need to shut him (Harmony) up," Calkins said. "He can't continue like this. It isn't helping the city at all."

Harmony supporter Oscar Law, 66, said, "This is nothing but a fruitless vendetta against Harmony."  
 The companies that received the letter participated in a computer seminar sponsored by the caucus last year. Harmony's letters suggest that the caucus used the money for campaign purposes and that the companies will be reported to the Fair Political Practices Committee and to the state Attorney General.

Papen said the city became aware of the letter Friday after numerous recipients contacted the city expressing concern about the alleged investigation.  
 Anis said he also began receiving calls as early as 4:30 a.m. Friday from computer companies that received the fax.  
 "They were confused, angry and suspicious," Anis said. "This impugns my professional reputation and my livelihood. I have a wife and three kids."

# Troops/from A1

Serbian leadership had promised them U.S. soldiers will be safe. However, the legislators said Bosnian Serb objections still worried them.  
 As part of the vanguard, the U.S. is sending 735 soldiers to Bosnia and 730 to Croatia, according to Pentagon figures. Perry said the entire enabling force would be in Bosnia or on its way by the end of the week.  
 But Chipman said it was undermanned when the rest of the advance troops would arrive.  
 "Everybody is hoping as soon as possible," the sergeant said. He also said he and Eichmann left their base in Augsburg, Germany, so quickly he didn't have a chance to say goodbye to his

parents.  
 One soldier, part of a seven-member British logistics team in Sarajevo, said serving with the NATO force would be better than his previous work as a U.N. peacekeeper in Split because he is now authorized to use force.  
 "It's the same job," Sgt. Eric Johnson said, "but it's easier this way."  
 Americans played supporting roles in the U.N. peacekeeping mission that the NATO led force will replace - running a field hospital in Zagreb, Croatia, helping out with logistics in Bosnia and watching over Macedonia, the only republic to secede peacefully from Yugoslavia.  
 But these were low-risk jobs.

The U.S. soldiers who will form the backbone of the NATO-led peace force will be potential targets, primarily of rebel Serbs unhappy with the terms of the peace agreement.  
 "We realize it is a difficult mission, but I think we are as well trained now as any force could be," said Brig. Gen. Stan Cherrie, who visited the town of Kiseljak, 13 miles northwest of Sarajevo, on Monday.  
 The general, head of an advance team of 10 U.S. officers from the 1st Armored Division, said he and his troops accept the risks.  
 "The danger from accidents and on the roads is very high," he said. "But I would also task the

American public to support this deployment."  
 In the latest challenge to the international community and to the accord negotiated in Dayton, Ohio, an assembly of Sarajevo Serbs announced Monday that it plans a Dec. 12 referendum on the agreement "during which the population of Serb Sarajevo will have a chance to make their views known."  
 The agreement turns control of Sarajevo over to a new Muslim-Croat federation. Serbs in the capital are outraged and terrified by the prospect of being ruled by their former enemies.  
 "The assembly does not accept Muslim-Croat rule over the territory of the Serb city of Sarajevo," said a declaration published after the meeting.

# Microsoft/from A1

services, said Don Baker, a Washington lawyer representing CompuServe. A CompuServe spokesman also confirmed the investigation.  
 The subpoenas indicate Justice investigators are focusing on whether Microsoft's Windows 95 and its related Internet software either disable or raise the costs of rival programs that let users access the worldwide computer network known as the Internet.  
 The extent of the problem remains unclear. A CompuServe spokesman said its so-called browser software for the World Wide Web now works with Windows 95, but only after additional cost.  
 "We have had to take active steps with actual costs to make

sure the system runs properly," said CompuServe spokesman Jeff Shafer.  
 A continuing theme of the Microsoft antitrust investigation has been whether Microsoft designed Windows 95 and its online service, Microsoft Network, in such a way as to gain a pricing advantage over rivals.  
 Baker, the CompuServe attorney, went further, suggesting Windows 95 was designed to hobble rival programs.  
 "For a dominant firm to deliberately disable competitors in a dependent market raises serious antitrust concerns," Baker said.  
 Microsoft spokesman Greg Shaw said charges that the company would deliberately disable a competitor's programs are "absolutely nonsense."

# Rapist/from A1

free man Monday after having served a sentence for committing four rapes and 11 related sex offenses and robbery offenses in Southern California. He was released at 1:00 p.m. from a prison in San Bernardino County, where he had been in custody since his arrest.  
 A Los Angeles judge ruled Monday that "Weir, after a hearing, has not shown any indication that he will come out of this with his sanity intact, so it is my right that I will go on the air."  
 Muldrew, who was linked to a string of 1980s crimes in Southern California from 1976 to 1985, may still pose a threat.  
 "He often, from a mental disorder, which makes him dangerous to others, and to himself

treatment is not available outside prison," said Christine May, a Department of Corrections spokeswoman.  
 Muldrew's scheduled release in February last year was met with protest by thousands of people in the community. A petition was signed by residents demanding that he be kept in custody. But Wilson supported Muldrew's release as a psychological necessity after three sentences expire.  
 But Muldrew was not released after failing a psychological examination. He was instead assigned parole at the California Medical Facility, where he was to have went back to prison for psychological treatment. He refused rehabilitation each time.  
 Upon learning of the release,

Lt. Ron McKee said his department was not concerned that Muldrew posed any threat to the community.  
 "In the event they were going to release him in our area, they would have at least given us notice," McKee said.  
 Gov. Wilson criticized the law under which Muldrew was sentenced and said his whereabouts would be tracked as closely as the law allows.  
 The Associated Press contributed to this report.

**WARNING - Don't Buy Or Refinance Your Home Until You Read This Free Report First!**

## A Neat Holiday Gift Idea.

### "Double Your Closet & Garage Space!"

Individually designed and custom built, our closets, garages and garage cabinets are made to your own specifications. We'll design them to fit your lifestyle and your budget. We'll also provide you with a complete list of products and accessories to make your closet and garage work for you. We'll also provide you with a complete list of products and accessories to make your closet and garage work for you.

**FREE INSTALLATION**

**30% Off**

Call for a free in-home consultation and estimate

**1-800-452-5673**

**CLOSET SYSTEMS**

- Custom Closets
- Garage Cabinets
- Wall Units
- Entertainment Centers
- Office Work Stations
- Wardrobe Mirror Domes

Coming Saturday: Local churches cater to singles who want to meet like-n

Daily Bulletin

B

Friday

September 6, 1996

# Inland Valley



Chris Reed

## When bad things happen to bad people

Justice is occasionally served. Consider the case of Clair Harmony. For years, the Diamond Bar councilman has been the local epitome of an out-of-control politician, bullying anyone who gets in his way and impugning the integrity of anyone who disagrees with him.

But now, because of Harmony's outrageous use of the city's name in an attempt to harm his rivals, he just may end up bankrupt.

For once, the smear comes back to fully haunt the smearer.

Here's the background:

Late last year, Harmony sent out two letters in city envelopes on city stationery to more than 30 computer companies, letters that will have libel lawyers salivating.

Both letters said Harmony was conducting a "fact-finding investigation" - the implication being it was an official city probe.

The first letter implied illegalities involving contributions made to the Diamond Bar Caucus, a political action committee that has tangled with Harmony over the years. It also questioned the actions of businessman Nick Anis, another Harmony foe.

The second letter implied illegalities in the setting up of City Online, Diamond Bar's cyberspace site, and suggested some of the equipment donated by the computer firms to the city could not be accounted for. Anis, who coordinated the donation of equipment to City Online for Diamond Bar, was named again.

No hard evidence of any kind was presented to support the insinuations.

When the City Council unanimously censured Harmony, he responded in typical fashion.

"It's just a continuation of the cover-up," he said, alluding to his

## Wacky races



Dustin Dinh, 23, left, of San Dimas and Ed Deng, 25, of Cerritos, both students at Western University of Health Sciences in Pomona, pass vitamin E pills spoon to spoon as part of a teaspoon relay at the university. The relay was part of the first Apothecary Olympics, a comical way to celebrate

the ending of the first block of classes for the College of Pharmacy. The teammate in the

background making sure they don't drop the pills is Parichehr Haghnazari, 23, of Tarzana. At right, Kave

Honghong, 21, left, of Chino Hills and teammate Tiffany Lee, 25, of Ontario prepare to do the fatlet tango, a relay that involves dancing the tango with a pill carried between the partners' hips.



PHOTO BY JEFF MEIER/DALEY-BUSINESS

## YMCA's Kids Club fights for ho

By Bob Page

equipment to City Online for Diamond Bar. **Harmony** again.

No hard evidence of any kind was presented to support the insinuations.

When the City Council unanimously censured Harmony, he responded in typical fashion.

"It's just a continuation of the cover-up," he said, alluding to his hallucinatory claims that a vast conspiracy is looting City Hall while methodically hiding all its tracks.

Unsurprisingly, in May, Anis sued the city and Harmony for \$250,000. The Southern California Joint Powers Insurance Authority, which insures Diamond Bar and many other local governments, agreed to defend the city — but not Harmony. The agency ruled that Harmony's actions were political and unrelated to his city duties.

Soon thereafter, the City Council decided against paying Harmony's legal fees. But members said they'd reconsider if Harmony could provide evidence to support his claims.

Harmony refused to provide his alleged evidence and then sued to get the city to pay his legal expenses.

Last week, Los Angeles County Superior Court Judge Robert O'Brien sided with Diamond Bar.

Harmony can continue to appeal, but the writing's basically on the wall. He'll have to foot the tens of thousands of dollars in legal bills he'll accrue in defending himself against Anis and pay the big judgment a jury is likely to deliver for Anis.

Harmony is not a wealthy man. Unlike most councilmen, he doesn't also have a full-time job. He can't remotely afford to lose a big lawsuit.

But Harmony won't get any sympathy from his council colleagues. They've had city attorneys file a cross-complaint against him, trying to ensure he pays any judgment Anis wins against the city as well as the city's legal fees.

"A public official can't maliciously attack political opponents (and) make unsubstantiated allegations damaging a personal or business reputation without having personal accountability in court," Mayor Pro Tem Bob Huff told me.

Harmony pretends to confidence that he'll be vindicated, saying his First Amendment rights protect the letters he wrote last fall. Of course, his understanding of the First Amendment is on par with his knowledge of ethics. Last December, he said he would take "immediate legal action against the city and the individuals who support" the council's censure of him.

This is Harmony's First Amendment. He has absolute freedom to criticize anyone. Others, however, have no right to criticize him.

Oh, well. Expecting logic out of Harmony is like expecting Dan Dierdorf to shut up.

It's not in his nature.

Chris Reed harmonizes Sundays, Wednesday and Friday. He can be reached weekdays at 909-987-6397.

# YMCA's Kids Club fights for t

By Bob Page  
Daily Bulletin

When the West End YMCA took over the Boys and Girls Clubs of the Inland Empire earlier this year, officials promised that youth programs in Rancho Cucamonga, Ontario and Upland would continue.

Keeping that promise has proved difficult, however, as two of those programs faced difficulties in keeping a roof over their heads.

The Upland branch of the West End YMCA Kids Club was asked to move out of the Los Olivos housing project last month, and YMCA officials scrambled all summer to find a home for the Rancho Cucamonga program.

They were successful with the latter. Starting Monday, the Rancho Cucamonga branch's after-school program will be housed at a gymnastics studio near its former site at Bear Gulch Elementary School.

But Upland youth program officials are still trying to get their feet back in

the door.

Financial problems forced the Boys and Girls Club board of directors to seek the YMCA's help to save its programs in February.

The club had provided computer training, sports and other programs in the three cities. The programs started in 1968 as the Upland Boys Club.

The club's budget problems apparently contributed to the Upland housing shake-up, but not the loss of Bear Gulch School.

"It was really disappointing to me. We tried so hard," said Rancho Cucamonga Councilwoman Diane Williams, former club president. "It looks like we're bad tenants. But that's not true at all."

"It's a problem with available space," said Central School District Superintendent Sonja Yates.

Yates said Bear Gulch School is overcrowded.

In Upland, Sam Szabo, executive director of the Upland Housing Authority, said she believed the program had "serious problems" and that's why she

showed the branch.

A shrinking cl small staff, infer shoddy maintainanc

One problem w gram was only managed the drop days up to 80 ye would show up.

Bill Hobbs, presi YMCA, said he met day to discuss how best meet the need who live at the hou

"We wanted to t grams," Hobbs sai some cleanup."

Szabo said she youth center doc October.

Until then, Los worried what the y may do to occupy th

"Kids are just w complex," said Jo year-old single mot

## Haunting tales from Guasti villa

### Mansion gets booked; guests get spooked

By Tony Esposito  
Daily Bulletin

**G**UASTI — On the grounds of the Guasti Winery sits a large Italian villa made of heavy stone and wood, embracing a courtyard within and gardens outside.

It was built in the 1920s by the winery's namesake for his wife, and was made to resemble her home in Asti, in northern Italy.

While she never lived there, it seems that one of her sons, Segundo Guasti Jr., has returned to take up residence in the family home.

That's not extraordinary except that he died in 1933.

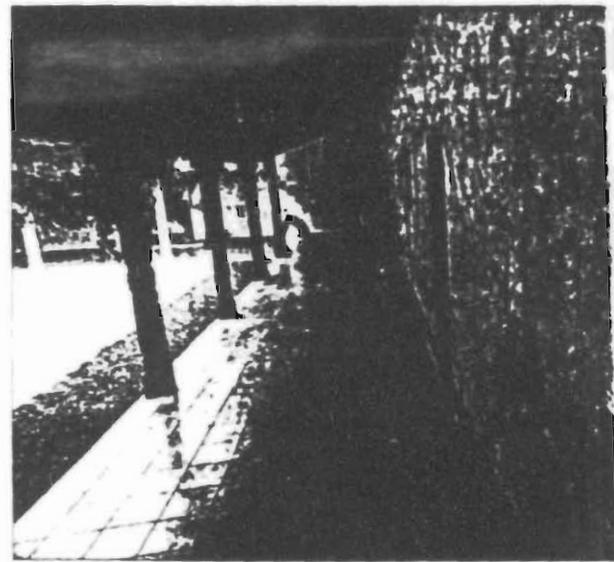
"We're pretty sure there is a ghost out there," Dick Heilman said.

Heilman owns Stone Mountain Catering, which has used the mansion for events since 1989.

"After a while, you feel it," he said.

"You know somebody is there."

He points to a variety of unexplained



Did you see a ghost at the Guasti mansion? Some workers and incidents to support his otherworldly claims.

One worker suggested removing a heavy marble plaque above a fireplace in the courtyard. A short time later when they were in another room, they heard a tremendous crash. The plaque had fallen, breaking into many small pieces. It took them two years to put it back together.

Some have seen people go onto the mansion property and then disappear.

Heilman remembers trying to replace a chain on a post. It fell several times as

he walked away, and neat coils.

But Segundo Jr. friendly ghost, with retribution on the

"He enjoys him Some of his victims unreasonable bride weddings at the m

One had demand photographs at the professional she h. received her photo



MONTREAL TRUST

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

OCT 21 2 04 PM '96

Place Montréal Trust  
1000 McGill College Avenue  
Montreal, Quebec  
H3A 3K9  
Telephone: (514) 982-7191  
Fax: (514) 982-7675

T. G. Didus, BCL, LL.B., P. Adm.  
Vice President  
and Associate General Counsel

October 16, 1996

Ms. Colleen T. Sealander, Attorney  
Central Enforcement Docket  
FEDERAL ELECTION COMMISSION  
Washington, D.C. 20463  
U.S.A.

RE: MUR 4481

Dear Ms. Sealander:

Further to our telephone conversation of October 11, I attach hereto a duly executed Statement of Designation of Counsel.

As explained to you, we cannot respond to the complaint other than to advise that Montreal Trust, which has been in the financial services business for over 110 years, presently has no business, and has never done business, in the United States. Montreal Trust's Code of Ethics prohibits donations to any political parties, political action groups, etc, and, to the best of our belief, we have never made such a donation in Canada, the United States or elsewhere.

Furthermore, your Schedule A, Form 420, refers to Montreal Trust as a "Bankruptcy Trustee," which we are not. Legislation in Canada would prohibit Montreal Trust from engaging in such business activities. Query, however: how could a bankruptcy trustee make a payment to a political action committee on behalf of a supposedly bankrupt client?

I might mention that Montreal Trust does offer chequing and other forms of "banking" services and, presumably, a client of the company may have issued a cheque drawn on his Montreal Trust account to the Diamond Bar Caucus. This, however, is mere speculation. We have no such information and, if it were the case, we see no reason why Montreal Trust itself should be implicated in this process.

I hope the above resolves this matter. If I can be of any further assistance to you, please do not hesitate to contact the undersigned.

Yours truly,

TGD:mm  
Att.

2 8 0 4 3 8 5 4 5 1 4

STATEMENT OF DESIGNATION OF COUNSEL

MUR 4481

NAME OF COUNSEL: TERRY G. DIDUS

COMPANY:  
FIRM: MONTREAL TRUST COMPANY

ADDRESS: 1800 MCGILL COLLEGE AVE., 12th Floor  
MONTREAL, QUEBEC H3A 3K9  
CANADA

TELEPHONE: ( 514 ) 982-7191

FAX: ( 514 ) 982-7675

The above-named individual is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

MONTREAL TRUST COMPANY

Oct. 15, 1996  
Date

Per: Irene Kozina  
Signature

Name: Irene Kozina  
Title: Senior Legal Counsel

RESPONDENT'S NAME: MONTREAL TRUST COMPANY

ADDRESS: 12th Floor  
1800 MCGILL COLLEGE AVE.  
MONTREAL, QUEBEC H3A 3K9

TELEPHONE: HOME ( 514 ) 982-7379

BUSINESS ( 514 ) 982-7675

8043854515



October 17, 1996

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

OCT 21 2 04 PM '96

INCONTEXT CORPORATION

2 St. Clair Avenue West

16th Floor

Toronto, Canada

M4V 1L5

Tel (416) 922-0087

Fax (416) 922-6489

Ms. Colleen T. Sealander, Attorney  
Central Enforcement Docket  
Federal Election Commission  
999 E. Street, N.W.  
Washington, D.C. 20463  
USA

Re: MUR 4481

<http://www.incontext.com>

Dear Ms. Sealander:

This letter responds to your letter to InContext Corporation, dated October 2, 1996 and received on October 9. I am InContext's Vice President of Marketing. I am responding on the company's behalf because I am personally knowledgeable about the following matters.

The complaint received by the Commission alleges that InContext Corporation made a political contribution in violation of United States law prohibiting such contributions by foreign nationals. The basis for this allegation is a report apparently submitted under California Political Reform Act which lists InContext among "contributors" to the Diamond Bar Caucus. InContext is listed as having contributed \$5,000 on April 24, 1995.

The complaint is in error insofar as it concerns InContext. The payment listed in the report was a business expense to participate in a computer industry conference and trade show entitled "Information Superhighway Summit." If this payment was reported as a political contribution, that characterization is not accurate.

InContext is a computer software developer. In early 1995, we were invited to take part in the "Information Superhighway Summit" conference. The organizer of the conference was Nick Anis. (Business address: Computer Business Services, 1125 Bramford Ct., Diamond Bar, CA 91765.) We were acquainted with Mr. Anis as a prominent computer industry journalist, speaker, and conference organizer.

The conference was held in late April at a municipal conference center in Diamond Bar, California. About 100 companies in the software industry and related service fields participated. It was an attractive marketing opportunity for InContext, because we were offered a presentation slot in which to demonstrate a new product called "InContext Spider." Besides attendees at the conference, the demonstration was shown on "Jones TV" a syndicated cable television broadcast service. I attended the conference along with one other person from InContext. It was a typical industry conference and trade show, and not a political gathering.

Our company received and paid a bill for \$5,000 to participate in the conference. Copies of the invoice and our check are enclosed. As you will see, the invoice instructed us to pay an entity named "Diamond Bar Caucus," which we did. The only significance it had was as a name on the invoice.

3043354516

Ms. Colleen T. Sealander  
Federal Election Commission  
October 17, 1996  
Page 2

Since Diamond Bar was the location of the conference, I assumed it had rented the facility or participated in some other way in organizing the conference. Apart from that, the name did not mean anything to me. It did not have any political association or significance to me. Our contact in attending the conference was Mr. Anis, who was known to us for his role in the computer industry.

Our \$5,000 payment was the agreed-on fee to take part in the conference, and our company considered it money well-spent for the marketing exposure. It was not a political "contribution" of any kind. It was an ordinary business expense to take part in an industry trade show.

I trust this letter answers the Commission's inquiry, and shows that InContext has not made any political contributions in violation of United States election law. If the Commission's staff has any further questions, we would be pleased to answer them to the best of our ability.

Sincerely,



C. Ian Hembery  
Vice President

3043854517

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

Oct 22 3 17 PM '96

Carol A. Herrera  
1963 White Star Drive  
Diamond Bar, Ca. 91765  
(909) 861-7651 Home  
(909) 861-3421 Fax  
October 14, 1996

Colleen T. Sealander  
Central Enforcement Docket  
Federal Election Commission  
Washington, D.C. 20463

Re: MUR #4481

Dear Ms. Sealander

This is to respond to your letter of October 2, 1996 regarding the complaint filed against me and my election committee. There is no substance to the allegations against me and I do not believe any action should be taken against me or my committee.

I desire that this matter remain confidential. Mr. Clair Harmony has a tremendous reputation for taking bits of information from documents and twisting them to benefit his own purpose. I do desire to be represented by attorney, and I am enclosing the the appropriate form. Any further communication can be directed to him. If there is any other information you need from me, please call.

I am hopeful that this case can be cleared up promptly.

Sincerely,



Carol A. Herrera  
Council Member  
City of Diamond Bar

28943854518

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

OCT 22 3 17 PM '96

STATEMENT OF DESIGNATION OF COUNSEL

MUR 4481

NAME OF COUNSEL: FREDRICK D. WOOCHEK

FIRM: STRUMWASSER & WOOCHEK

ADDRESS: 100 WILSHIRE BOULEVARD, SUITE 1900  
SANTA MONICA, CA. 90401

TELEPHONE: (310) 576-1233

FAX: (310) 319-0156

The above-named individual is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

10-14-96  
Date

Carol A. Herrera  
Signature

RESPONDENT'S NAME: CAROL A. HERRERA

ADDRESS: 1963 WHITE STAR DRIVE  
DIAMOND BAR, CA. 91765

TELEPHONE: HOME (909) 861-7651

BUSINESS (818) 839-7200

28043854519

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

)  
)  
)  
)

ENFORCEMENT PRIORITY

May 10 10 01 AM '97

**SENSITIVE**

GENERAL COUNSEL'S REPORT

I. INTRODUCTION.

The cases listed below have been identified as either stale or of low priority based upon evaluation under the Enforcement Priority System (EPS). This report is submitted to recommend that the Commission no longer pursue these cases.

This is the first Enforcement Priority Report that reflects the impact of the 1996 election cycle cases on the Commission's enforcement workload. We have identified cases that are stale which are recommended for dismissal at this time. This is the highest number of cases identified as stale in a single report, and the highest number of stale cases recommended for closure at one time, since the inception of EPS in 1993.

28043854520

## II. CASES RECOMMENDED FOR CLOSURE.

### A. **Cases Not Warranting Further Action Relative to Other Cases Pending Before the Commission**

EPS was created to identify pending cases which, due to the lower priority of the issues raised in the matters relative to others presently pending before the Commission, do not warrant further expenditure of resources. Central Enforcement Docket (CED) evaluates each incoming matter using Commission-approved criteria, resulting in a numerical rating for each case.

Closing such cases permits the Commission to focus its limited resources on more important cases presently pending before it. Based upon this review, we have identified cases that do not warrant further action relative to other pending matters.<sup>3</sup> Attachment 1 to this report contains summaries of each case, the EPS rating, and the factors leading to assignment of a low priority and recommendation not to further pursue the matter.

### B. **Stale Cases**

Effective enforcement relies upon the timely pursuit of complaints and referrals to ensure compliance with the law. Investigations concerning activity more remote in time usually require a greater commitment of resources, primarily due to the fact that the evidence of such activity becomes more difficult to develop as it ages. Focusing investigative efforts on more recent and more significant activity also has a more positive effect on the electoral process and the regulated community. In recognition of this fact, EPS provides us with the

<sup>3</sup> These cases are: RAD 97L-10 (*Citizens for Randy Borow*); RAD 97L-16 (*Republican State Central Committee of South Dakota*); Pre-MUR 347 (*Producers Lloyds Insurance Company*); Pre-MUR 348 (*Peoples National Bank of Commerce*); Pre-MUR 349 (*Trump Plaza*); Pre-MUR 350 (*Citibank, N.A.*); Pre-MUR 355 (*Feingold Senate Committee*); MUR 4494 (*Georgianna Lincoln*);

MUR 4586 (*Friends of Zach Wamp*); MUR 4590 (*Oklahoma Education Association*); MUR 4600 (*San Diego Police Officers Assoc.*); MUR 4612 (*Teresa Doggett for Congress*); MUR 4615 (*Catholic Democrats for Christian Values*); MUR 4616 (*American Legislative Exchange Council*); MUR 4620 (*Eastern Connecticut Chamber of Commerce*); MUR 4622 (*Telles for Mayor*); MUR 4628 (*Gutknecht for Congress*); MUR 4629 (*Janice Schakowsky*); MUR 4636 (*IBEW Local 505*); MUR 4637 (*Dettman for Congress*); MUR 4639 (*Larson for Congress*); MUR 4641 (*Becker for Congress*); MUR 4644 (*Detroit City Council*); MUR 4651 (*Mike Ryan*); MUR 4653 (*Pritzker for Congress*); MUR 4656 (*H. Carroll for Congress*); and MUR 4657 (*Buchanan for President*).

means to identify those cases which, though earning a higher rating when received, remained unassigned for a significant period due to a lack of staff resources for effective investigation. The utility of commencing an investigation declines as these cases age, until they reach a point when activation of a case would not be an efficient use of the Commission's resources.

We have identified cases that have remained on the Central Enforcement Docket for a sufficient period of time to render them stale. We are recommending the closure of cases based on staleness.<sup>6</sup>

\* These cases are: MUR 4283 (*Chenoweth for Congress*); MUR 4341 (*Juan Soliz for Congress*); MUR 4402 (*U.S. Representative Helen Chenoweth*); MUR 4435 (*Lincoln for Congress*); MUR 4439 (*UAW*); MUR 4442 (*Lipinski for Congress*); MUR 4444 (*Roberts for Congress*); MUR 4445 (*Randy Tate for Congress*); MUR 4446 (*Clinton/Gore '96 Primary*); MUR 4447 (*Random House, Inc.*); MUR 4449 (*Clinton Administration*); MUR 4453 (*Mike Ward for Congress*); MUR 4454 (*Ralph Nader*); MUR 4459 (*Clinton/Gore '96*); MUR 4474 (*Salvi for Senate*); MUR 4477 (*BBDO-New York*); MUR 4481 (*Diamond Bar Caucus*); MUR 4485 (*Perot '92 Petition Committee*); MUR 4486 (*Bunda for Congress*); MUR 4495 (*Pennsylvania PACE for Federal Elections*); MUR 4496 (*Norwood for Congress*); MUR 4497 (*Pease for Congress*); MUR 4510 (*Stabenow for Congress*); MUR 4511 (*Bob Coffin for Congress*); MUR 4514 (*Friends for Franks*); MUR 4515 (*Clinton Investigative Commission*); MUR 4521 (*VMAL 630 AM*); MUR 4525 (*Senator Larry Pressler*); MUR 4527 (*Brennan for Senate*); MUR 4536 (*Signature Properties, Inc.*); MUR 4540 (*Tim Johnson for SD*); MUR 4542 (*Dan Frisa for Congress*); MUR 4552 (*Charles W. Norwood*); MUR 4554 (*John Byron for Congress*); MUR 4556 (*Jim Wiggins for Congress*); MUR 4561 (*Jay Hoffman for Congress*); MUR 4564 (*National Republican Congressional Committee*); MUR 4567 (*DNC Services Corp.*); MUR 4569 (*McGovern Committee*); RAD 96L-11 (*New York Republican County Committee*); Pre-MUR 343 (*NRSC*); and Pre-MUR 312 (*Joseph Demio*). The *Demio* case involves fundraising related to former Congresswoman Mary Rose Oakar's 1992 congressional campaign. It was held as a courtesy to the Department of Justice pending resolution of a parallel criminal matter in the District Court for the District of Columbia. Mr. Demio recently entered into a plea agreement with the Department of Justice (on which we were not consulted) in which he agreed, among other things, to waive the statute of limitations regarding civil violations of the FECA. Considering the age of the case and activity, the fact that DOJ has not formally referred this matter to us, and the Commission's continuing resource constraints, dismissal is the appropriate disposition of this matter.

We recommend that the Commission exercise its prosecutorial discretion and direct closure of the cases listed below, effective November 17, 1997. Closing these cases as of this date will permit CED and the Legal Review Team the necessary time to prepare closing letters and case files for the public record.

**III. RECOMMENDATIONS.**

A. Decline to open a MUR, close the file effective November 17, 1997, and approve the appropriate letters in the following matters:

- |            |             |             |
|------------|-------------|-------------|
| RAD 96L-11 | Pre-MUR 312 | Pre-MUR 349 |
|            | Pre-MUR 343 | Pre-MUR 350 |
| RAD 97L-10 | Pre-MUR 347 | Pre-MUR 355 |
| RAD 97L-16 | Pre-MUR 348 |             |

3  
2  
3  
4  
5  
4  
5  
3  
7  
8  
5  
4  
5  
2  
3

B. Take no action, close the file effective November 17, 1997, and approve the appropriate letters in the following matters:

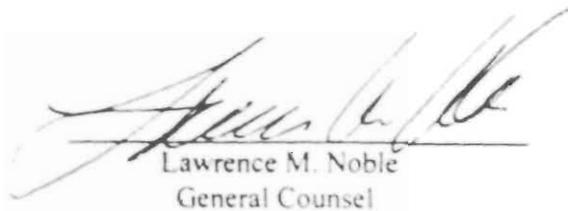
MUR 4283  
 MUR 4341  
 MUR 4402  
 MUR 4435  
 MUR 4439  
 MUR 4442  
 MUR 4444  
 MUR 4445  
 MUR 4446  
 MUR 4447  
 MUR 4449  
 MUR 4453  
 MUR 4454  
 MUR 4459  
 MUR 4474  
 MUR 4477  
 MUR 4481  
 MUR 4485  
 MUR 4486  
 MUR 4494

MUR 4495  
 MUR 4496  
 MUR 4497  
 MUR 4510  
 MUR 4511  
 MUR 4514  
 MUR 4515  
 MUR 4521  
 MUR 4525  
 MUR 4527  
 MUR 4536  
 MUR 4540  
 MUR 4542  
 MUR 4552  
 MUR 4554  
 MUR 4556  
 MUR 4561  
 MUR 4564  
 MUR 4567

MUR 4569  
 MUR 4586  
 MUR 4590  
 MUR 4600  
 MUR 4612  
 MUR 4615  
 MUR 4616  
 MUR 4620  
 MUR 4622  
 MUR 4628  
 MUR 4629  
 MUR 4636  
 MUR 4637  
 MUR 4639  
 MUR 4641  
 MUR 4644  
 MUR 4651  
 MUR 4653  
 MUR 4656  
 MUR 4657

28043854524

7/97  
 \_\_\_\_\_  
 Date

  
 \_\_\_\_\_  
 Lawrence M. Noble  
 General Counsel

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) Agenda Document No. X97-77  
Enforcement Priority )

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on December 2, 1997, do hereby certify that the Commission took the following actions with respect to Agenda Document No. X97-77:

1. Decided by a vote of 5-0 to

A. Decline to open a MUR, close the file effective December 15, 1997, and approve the appropriate letters in the following matters:

- |                |                 |
|----------------|-----------------|
| 1. RAD 96L-11  | 7. Pre-MUR 347  |
|                | 8. Pre-MUR 348  |
| 3. RAD 97L-10  | 9. Pre-MUR 349  |
| 4. RAD 97L-16  | 10. Pre-MUR 350 |
| 5. Pre-MUR 312 | 11. Pre-MUR 355 |
| 6. Pre-MUR 343 |                 |

B. Take no action, close the file effective December 15, 1997, and approve the appropriate letters in the following matters:

- |             |              |
|-------------|--------------|
| 1. MUR 4283 | 6. MUR 4442  |
| 2. MUR 4341 | 7. MUR 4444  |
| 3. MUR 4402 | 8. MUR 4445  |
| 4. MUR 4435 | 9. MUR 4446  |
| 5. MUR 4439 | 10. MUR 4447 |

(continued)

28043854525

Federal Election Commission  
Certification: Agenda Document  
No. X97-77  
December 2, 1997

Page 2

- |     |          |     |          |
|-----|----------|-----|----------|
| 11. | MUR 4449 | 36. | MUR 4556 |
| 12. | MUR 4453 | 37. | MUR 4561 |
| 13. | MUR 4454 | 38. | MUR 4564 |
| 14. | MUR 4459 | 39. | MUR 4567 |
| 15. | MUR 4474 | 40. | MUR 4569 |
| 16. | MUR 4477 | 41. | MUR 4586 |
| 17. | MUR 4481 | 42. | MUR 4590 |
| 18. | MUR 4485 | 43. | MUR 4600 |
| 19. | MUR 4486 | 44. | MUR 4612 |
| 20. | MUR 4494 | 45. | MUR 4615 |
| 21. | MUR 4495 | 46. | MUR 4616 |
| 22. | MUR 4496 | 47. | MUR 4620 |
| 23. | MUR 4497 | 48. | MUR 4622 |
| 24. | MUR 4510 | 49. | MUR 4628 |
| 25. | MUR 4511 | 50. | MUR 4629 |
| 26. | MUR 4514 | 51. | MUR 4636 |
| 27. | MUR 4515 | 52. | MUR 4637 |
| 28. | MUR 4521 | 53. | MUR 4639 |
| 29. | MUR 4525 | 54. | MUR 4641 |
| 30. | MUR 4527 | 55. | MUR 4644 |
| 31. | MUR 4536 | 56. | MUR 4651 |
| 32. | MUR 4540 | 57. | MUR 4653 |
| 33. | MUR 4542 | 58. | MUR 4656 |
| 34. | MUR 4552 | 59. | MUR 4657 |
| 35. | MUR 4554 |     |          |

Commissioners Aikens, Elliott, McDonald, McGarry,  
and Thomas voted affirmatively for the decision.

Attest:

12-4-97  
Date

Marjorie W. Emmons  
Marjorie W. Emmons  
Secretary of the Commission

2 8 0 4 3 8 5 4 5 2 6



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

December 15, 1997

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Clair Harmony, City Councilman  
P.O. Box 4153  
Diamond Bar, CA 91765

RE: MUR 4481

Dear Mr. Harmony:

On September 25, 1996, the Federal Election Commission received your complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended ("the Act").

After considering the circumstances of this matter, the Commission exercised its prosecutorial discretion to take no action in the matter. This case was evaluated objectively relative to other matters on the Commission's docket. In light of the information on the record, the relative significance of the case, and the amount of time that has elapsed, the Commission determined to close its file in this matter on December 15, 1997. This matter will become part of the public record within 30 days.

The Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437(g)(a)(8).

Sincerely,

F. Andrew Turley  
Supervisory Attorney  
Central Enforcement Docket

28043854527



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

December 15, 1997

Ron Clark, Treasurer  
Committee to Elect Bob Huff  
20940 Ambushers Street  
Diamond Bar, CA 91765

RE: MUR 4481

Dear Mr. Clark:

On October 2, 1996, the Federal Election Commission notified you of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission exercised its prosecutorial discretion to take no action against Committee to Elect Bob Huff and you, as treasurer. This case was evaluated objectively relative to other matters on the Commission's docket. In light of the information on the record, the relative significance of the case, and the amount of time that has elapsed, the Commission determined to close its file in this matter on December 15, 1997.

The confidentiality provisions of 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact Jennifer H. Boyt on our toll-free number, (800)-424-9530. Our local number is (202) 219-3690.

Sincerely,

F. Andrew Torley  
Supervisory Attorney  
Central Enforcement Docket

2 8 0 4 7 8 5 4 5 2 8



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 15, 1997

Lois McManus, Treasurer  
Diamond Bar Caucus PAC  
1155 S. Diamond Bar Blvd, Suite R  
Diamond Bar, CA 91765

RE: MUR 4481

Dear Ms. McManus:

On October 2, 1996, the Federal Election Commission notified you of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission exercised its prosecutorial discretion to take no action against Diamond Bar Caucus PAC and you, as treasurer. This case was evaluated objectively relative to other matters on the Commission's docket. In light of the information on the record, the relative significance of the case, and the amount of time that has elapsed, the Commission determined to close its file in this matter on December 15, 1997.

The confidentiality provisions of 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact Jennifer H. Boyt on our toll-free number, (800)-424-9530. Our local number is (202) 219-3690

Sincerely,

F. Andrew Turley  
Supervisory Attorney  
Central Enforcement Docket

28043854529



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

December 15, 1997

C. Ian Hembery, Vice President  
Incontext Corporation  
2 St. Clair Avenue West  
16th Floor  
Toronto, Ont., Canada M4V 1L5

RE: MUR 4481

Dear Mr. Hembery:

On October 2, 1996, the Federal Election Commission notified your corporation of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission exercised its prosecutorial discretion to take no action against Incontext Corporation. This case was evaluated objectively relative to other matters on the Commission's docket. In light of the information on the record, the relative significance of the case, and the amount of time that has elapsed, the Commission determined to close its file in this matter on December 15, 1997.

The confidentiality provisions of 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact Jennifer H. Boyt on our toll-free number, (800)-424-9530. Our local number is (202) 219-3690.

Sincerely,

F. Andrew Turley  
Supervisory Attorney  
Central Enforcement Docket

28043854530



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

December 15, 1997

Terry G. Didus  
Montreal Trust Company  
1800 McGill College Ave., 12th Floor  
Montreal, Quebec, Canada H3A 3K9

RE: MUR 4481

Dear Mr. Didus:

On October 2, 1996, the Federal Election Commission notified your corporation of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission exercised its prosecutorial discretion to take no action against Montreal Trust Company. This case was evaluated objectively relative to other matters on the Commission's docket. In light of the information on the record, the relative significance of the case, and the amount of time that has elapsed, the Commission determined to close its file in this matter on December 15, 1997.

The confidentiality provisions of 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact Jennifer H. Boyt on our toll-free number, (800)-424-9530. Our local number is (202) 219-3690.

Sincerely,

A handwritten signature in black ink, appearing to read "F. Andrew Turley".

F. Andrew Turley  
Supervisory Attorney  
Central Enforcement Docket

2 8 0 4 3 8 5 4 5 3 1



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

December 15, 1997

David M. Howard, President  
Blackberry Properties, Inc.  
2200 - 112th Avenue N.E., Suite 140  
Bellevue, WA 98004

RE: MUR 4481

Dear Mr. Howard:

On October 2, 1996, the Federal Election Commission notified your company of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission exercised its prosecutorial discretion to take no action against Blackberry Properties, Inc.. This case was evaluated objectively relative to other matters on the Commission's docket. In light of the information on the record, the relative significance of the case, and the amount of time that has elapsed, the Commission determined to close its file in this matter on December 15, 1997.

The confidentiality provisions of 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact Jennifer H. Boyt on our toll-free number, (800)-424-9530. Our local number is (202) 219-3690.

Sincerely,

F. Andrew Turley  
Supervisory Attorney  
Central Enforcement Docket

28043854532



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

December 15, 1997

Fredrici D. Woocher  
Strumwasser & Woocher  
100 Wilshire Boulevard, Ste. 1900  
Santa Monica, CA 90401

RE: MUR 4481  
Committee to Elect Carol Herrera to Diamond Bar City  
Council and Scott Lyle, as treasurer

Dear Mr. Woocher:

On October 2, 1996, the Federal Election Commission notified your clients of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission exercised its prosecutorial discretion to take no action against your clients. This case was evaluated objectively relative to other matters on the Commission's docket. In light of the information on the record, the relative significance of the case, and the amount of time that has elapsed, the Commission determined to close its file in this matter on December 15, 1997.

The confidentiality provisions of 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact Jennifer H. Boyt on our toll-free number, (800)-424-9530. Our local number is (202) 219-3690.

Sincerely,

F. Andrew Turley  
Supervisory Attorney  
Central Enforcement Docket

28043854533



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

December 15, 1997

Gary L. Neely, Executive Director  
Diamond Bar Caucus PAC  
1155 S. Diamond Bar Blvd, Suite R  
Diamond Bar, CA 91765

RE: MUR 4481

Dear Mr. Neely:

On October 2, 1996, the Federal Election Commission notified you of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission exercised its prosecutorial discretion to take no action against you. This case was evaluated objectively relative to other matters on the Commission's docket. In light of the information on the record, the relative significance of the case, and the amount of time that has elapsed, the Commission determined to close its file in this matter on December 15, 1997.

The confidentiality provisions of 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact Jennifer H. Boyd on our toll-free number, (800)-424-9530. Our local number is (202) 219-3690.

Sincerely,

A handwritten signature in black ink, appearing to read "F. Andrew Turley".

F. Andrew Turley  
Supervisory Attorney  
Central Enforcement Docket

2  
8  
0  
4  
3  
8  
5  
4  
5  
3  
4



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 4481  
DATE FILMED 1/16/93 CAMERA NO. 2  
CAMERAMAN EES

28043854535